

**IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPEAL NOS. _____ OF 2024
(Arising out of SLP(Crl.) Nos. 2523-2527 of 2024)**

SIBA SHANKAR DAS @ PINTU

Appellant(s)

VERSUS

THE STATE OF ODISHA & ANR. ETC.

Respondent(s)

ORDER

1. Leave granted.
2. Mr. Som Raj Choudhary, learned counsel appearing for the respondent-State seeks further time on the ground that the notice was delivered to him on 13th March, 2024 and he has also filed vakalatnama on 21st March, 2024. We, therefore, not inclined to grant him further time.
3. The appellant has challenged the order dated 18th January, 2024 passed by the High Court of Orissa at Cuttack, vide which the application filed by the present appellant for withdrawal of the condition in order dated 11th August, 2022 came to be rejected. The condition which is sought to be withdrawn is thus:

“(iv) The appellant shall not create any untoward situation in public and shall not be involved in any political activities, directly or indirectly.”

4. We find that the imposition of such condition would breach the fundamental rights of the appellant and no such conditions could have been imposed.

5. We, therefore, quash and set aside the condition imposed by the High Court, to the extent the same is extracted above.

6. Accordingly, the appeals are allowed.

7. Pending applications, if any, stand disposed of.

.....J
(B.R. GAVAI)

.....J
(SANDEEP MEHTA)

New Delhi
March 22, 2024

ITEM NO.8

COURT NO.3

SECTION II-B

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s). 2523-2527/2024

(Arising out of impugned final judgment and order dated 18-01-2024 in IA No. 2390/2023 18-01-2024 in IA No. 2391/2023 18-01-2024 in IA No. 2392/2023 18-01-2024 in IA No. 2393/2023 18-01-2024 in IA No. 2394/2023 passed by the High Court Of Orissa At Cuttack)

SIBA SHANKAR DAS @ PINTU

Petitioner(s)

VERSUS

THE STATE OF ODISHA & ANR. ETC.

Respondent(s)

(FOR ADMISSION and I.R.)

Date : 22-03-2024 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.R. GAVAI
HON'BLE MR. JUSTICE SANDEEP MEHTA

For Petitioner(s)

Mr. Suresh Chandra Tripathy, AOR

For Respondent(s)

Mr. Som Raj Choudhury, AOR
Ms. Shrutee Aradhana, Adv.
Mr. Prashant Kumar, Adv.

UPON hearing the counsel the Court made the following
O R D E R

1. Leave granted.
2. The appeals are allowed in terms of the signed order.
3. Pending application(s), if any, stand disposed of.

(DEEPAK SINGH)
ASTT. REGISTRAR-cum-PS

(ANJU KAPOOR)
COURT MASTER (NSH)

[Signed order is placed on the file]

