

CRLA No.653 of 2018

I.A. No.1610 of 2018

06. 29.01.2021

Matter is taken up by Video Conferencing.

Heard Smt. Rajalaxmi Biswal, learned counsel for the appellant and Sk. Zafrulla, learned Addl. Standing Counsel.

This is an application under Section 389 of the Cr.P.C.

The appellant has been convicted under Section 302 of the IPC by the learned Sessions Judge, Rayagada on 14.08.2018 in C.T. No.158 of 2016 and sentenced to undergo imprisonment for life.

It is apparent from the record, the appellant has been convicted on the basis of the evidence of solitary eye-witness P.W. 5, who happens to be his wife and her evidence get sufficient corroboration from the depositions of P.W.8, the doctor, who has conducted post-mortem examination. Since there is very slim chance of appeal being allowed, we are not inclined to suspend the sentence and grant for bail.

Accordingly, the application under Section 389 Cr.P.C. is rejected.

As restrictions are continuing for COVID-19, learned counsel for the parties may utilize the soft copy of this order available in the High Court's website or print out thereof at par with certified copies in the manner prescribed, vide Court's Notice No.4587, dated 25.03.2020.

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S.K. Mishra, J.

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Savitri Ratho, J.

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07. 29.01.2021 List this matter immediately after preparation of paper book.

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S.K. Mishra, J.

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Savitri Ratho, J.