



IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLA No.1130 of 2025

Sanjit Harpal and another ... ***Appellants***

Mr. J. Panda, Advocate

-versus-

State of Odisha ... ***Respondent***

Mr. C. Mahanty, Addl.PP

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
17.03.2026

Order No.
04.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. This appeal Under Section 101(5) of the Juvenile Justice (Care & Protection of Children) Act, 2015 (in short, "the Act") by the appellants-petitioners is directed against the impugned order dated 30.07.2025 passed by the learned Addl. Sessions Judge-cum-Special Judge, Bhawanipatna in JCT Case No. 04 of 2025 corresponding to Kesinga PS Case No. 20 of 2025 refusing to grant bail to the Child-in-Conflict with law (CICLs) who are represented by their mother guardian in this criminal appeal for commission of offence punishable U/Ss. 61(1)/103(1) of the BNS, on the main allegation of assaulting Siba Naik resulting in his death after some days of the occurrence.
3. Heard, Mr. Jnyanananda Panda, learned counsel for the appellants-petitioners and Mr. C. Mahanty, learned Addl. PP in the matter and perused



the record including the written received from IIC Kesinga PS.

4. The instruction as received from IIC Kesinga PS reveals that the deceased had not made any dying declaration. Admittedly, the appellants are CICL, but the SIR of one of the CICL reveals that the CICLs have been wrongly implicated in this case and the CICLs have no past criminal record and they are law abiding citizens and on the day of occurrence, the CICLs were wandering on the road near to their house at 9 O' Clock in the night, but they saw one of their friend (deceased) lying on the road in a bleeding and senseless condition and they immediately lifted and took the deceased to the nearest hospital at Kesinga for treatment, but the deceased was referred to VIMSAR, Burla where he unfortunately died in the hospital.

5. Admittedly, bail to juvenile/CICL can be refused only if there exist reasonable grounds for believing that the release of the CICL would bring him into association with any known criminal or expose him to moral, physical or psychological danger or his release would defeat the ends of justice. In the aforesaid facts and circumstance, there appears no circumstance revealing about the appellants coming in contact with any known criminal nor is there any material to indicate that release of the CICL would expose him to moral, physical or psychological danger



or his release would defeat the ends of justice, which are only grounds to refuse bail to a CICL.

6. In the aforesaid facts and circumstance and considering the age and detention of the CICLs in observation home and keeping in view the other circumstances on record in entirety, this Court considers it proper to admits the CICLs to bail.

7. Hence, the Criminal Appeal stands allowed and the impugned order is hereby set aside. Consequently, the appellants are hereby directed to be released on bail on such terms and conditions as deem fit and proper by the learned Court/forum in seisin over the matter.

8. Accordingly, the CRLA stands disposed of.

(G. Satapathy)
Judge

Priyajit

Signature Not Verified

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Signed by: PRIYAJIT SAHOO
Reason: Authentication
Location: HIGH COURT OF ORISSA
Date: 18-Mar-2026 14:42:21

