



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLREV No.687 of 2025

**Kaibaly Garanayak &
others**

....

Petitioners

B.S. Das, Advocate

-Versus-

State of Odisha

....

Opposite Party
Ms. B. Dash, ASC

CORAM:

MR. JUSTICE R.K. PATTANAİK

ORDER

27.10.2025

Order No.

01.

1. Heard Mr. Das, learned counsel for the petitioners.
2. Instant revision is filed by the petitioner challenging the impugned order of cognizance as at Annexure-3 passed in S.T. Case No.58 of 2022 on the grounds stated.
3. The challenge is to the offence under Section 302 I.P.C., in particular, with a plea that the death of the deceased is suicidal and while claiming so, Mr. Das, learned counsel appearing for them would submit that the same is apparent from the P.M. Report as at Annexure-3 series. The submission is that there is nothing on record to suggest that the death to be homicidal, hence, the chargesheet for an offence punishable under Section 302 I.P.C cannot be sustained in law. In view of the above claim with the reference of the P.M. Report of the



deceased, Ms. Dash, learned ASC for the State is directed to take instruction and to reply back on the next date of hearing.

4. List on 10th November, 2025 for orders.

(R.K. Pattanaik)
Judge

I.A. No.1007 of 2025

02. 1. Awaiting response of the State, though the Court is not inclined to stay the further proceeding in S.T. Case No.58 of 2022, however, allows the petitioners to seek an adjournment and in case, any such request is received from them, the learned Additional District & Sessions Judge, Deogarh shall defer the inquiry to any future date later to 10th November, 2025.

2. List on the date fixed for further orders.

3. Issue urgent certified copy of this order as per rules.

(R.K. Pattanaik)
Judge

Balaram