



IN THE HIGH COURT OF ORISSA AT CUTTACK
CRLREV NO.900 of 2025

(An application U/S. 438/442 of BNSS, 2023 r/w Sec. 102 of the Juvenile Justice (Care and Protection of Children) Act, 2015.

Ritesh Jhodia & another **Petitioners**

..... -versus-
State of Odisha **Opposite Party**

For Petitioners : **Mr. A.Mishra, Advocate**

For Opposite Party : **Mr. C.Mohanty, Addl.PP**

CORAM:

JUSTICE G. SATAPATHY

DATE OF HEARING & JUDGMENT:11.12.2025 (ORAL)

G. Satapathy, J.

1. This criminal revision U/S. 102 of the Juvenile Justice (Care and Protection of Children) Act, 2015 (in short "the Act") is directed against the impugned order dated 03.09.2025 passed by the learned Presiding Officer Children's Court, Jeypore in Criminal Appeal No. 09 of 2025 confirming the order passed by the learned Principal Magistrate, Juvenile Justice Board, Jeypore in JC Case No. 64 of 2025



arising out of Sunabeda PS Case No. 104 of 2025 refusing to grant bail to the revision-petitioners who are child in conflict with law(CICLs) for commission of offence punishable U/Ss. 331(4)/305(a)/3(5) of BNS, on the main allegation of committing theft in the house of the informant and taking away cash of Rs.10,00,000/- and gold & silver ornaments worth of Rs.15,00,000/-.

2. Heard, Mr.Arijeet Mishra, learned counsel for the revision-petitioners and Mr.C.Mohanty, learned Addl. PP and perused the record.

3. No doubt, the learned PO Children's Court has refused bail to the petitioners on the ground of their antecedent, but fact remains that the stolen articles has already been recovered and the CICLs are in observation home since 12.07.2025 and in the meantime, charge sheet has already been submitted. The maximum period of detention to which a CICL can be ordered is for such period not exceeding three years in special home. In the aforesaid facts and circumstance and taking into consideration that



detention of the CICLs in observation home is not in the interest of justice and keeping in view the other circumstance on record in entirety including the FIR being lodged against unknown persons and taking into account the mode and manner of implication of the present CICLs in this case, this Court considers it in the interest of justice to admit the CICLs to bail.

4. In the result, the criminal revision stands allowed on contest, but in the circumstance, there is no order as to cost and the impugned order passed by the learned Presiding Officer Children's Court, Jeypore is hereby set aside, so also the order passed the learned JJB, Jeypore in JC Case No. 64 of 2025 arising out of Sunabeda PS Case No. 104 of 2025 in refusing bail to the CICLs. Consequently, the revision-petitioner-cum-CICLs be admitted to bail by the forum/Court in seisin over the matter on such terms and conditions as deems fit and proper.

(G. Satapathy)
Judge

*Orissa High Court, Cuttack,
Dated the 11th December, 2025/Kishore*