



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLREV No.954 of 2025

Jamir Miya & another **Petitioners**

Mr. Basudev Pujari, Advocate

-Versus-

State of Odisha **Opposite Party**

Mr. P.K. Sahoo, ASC

CORAM:

MR. JUSTICE R.K. PATTANAIK

ORDER

27.11.2025

Order No.

01. 1. Heard Mr. Pujari, learned counsel for the petitioners.
2. Instant revision is filed by the petitioners challenging the impugned order dated 6th November, 2025 as at Annexure-4 of the learned Additional Sessions Judge-cum-Special Judge, Malkangiri in connection with Special G.R. Case No.185 of 2024, whereby, an application under Section 167(2) Cr.P.C read with Section 187(2) BNSS seeking release on default bail moved by him was rejected.
3. In course of hearing, Mr. Pujari, learned counsel for the petitioners cited a decision of this Court in the case of **Ajay Singh Vrs. State of Odisha** (CRLREV No.312 of 2022 dated 2nd September, 2025) with the submission that the petitioners are entitled to default bail. A copy of the said judgment is produced in Court today. One more decision in **Vinay Kumar@ Vicky Vrs. State of Haryana** in CRR 712 of 2021



(O & M) dated 14th October, 2021 is referred to by Pujari, learned counsel, while claiming that the petitioners should have been allowed to go on default bail by the learned Court below, hence, the impugned order i.e. Annexure-4 is liable to be set aside.

4. Mr. Sahoo, learned ASC for the State is requested to go through the above judgments and to respond to the plea of the petitioners.

5. List on 4th December, 2025 for orders.

(R.K. Pattanaik)
Judge

Balaram

Signature Not Verified

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Signed by: BALARAM BEHERA
Reason: Authentication
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Date: 29-Nov-2025 16:08:28

