CGHC010223582026 2026:CGHC:33130

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 5647 of 2026

ABC

... Applicant

versus

State Of Chhattisgarh Through- Police Station- Hardibazar District Korba (C.G.)

---- Respondent

(Cause title is taken from the CIS)

VASANT KUMAR Digitally signed by VASANT KUMAR Date: 2026.07.31 16:11:13 +0530

For Applicant : Mr. Aditya Khare, Advocate
For State-Respondent : Ms. Sunita Manikpuri, GA

Hon'ble Shri Justice Radhakishan Agrawal

Order on Board

31/07/2026

1. This is the **first** bail application filed under Section 483 of the BNSS, 2023 for grant of regular bail to the applicant who has been arrested in connection with Crime No.174/2026, registered at Police Station Katghora, District- Korba (CG) for the offence punishable under Sections 74, 351(3) of BNS, Section 8 of POCSO.

2. As per prosecution case, on 21.05.2026, father of the prosecutrix lodged the report at concerned police station, alleging therein that on 20.05.2026, the prosecutrix went to the house of applicant for cooking food and she was cooking food, at that time, the applicant caught hold her from back side and touched her body. The said incident was narrated by the prosecutrix to her father and when the complainant asked the applicant about the incident, the applicant threatened the complainant. On the basis of said report, matter was reported and during the course of investigation, the applicant was arrested on 28.05.2026.

3. Learned counsel for the applicant contended that the applicant has not committed any offence and he has been falsely implicated in this case. He further contended that both parties are close relative and due to property dispute, false case was registered against the applicant. He further contended that the applicant is 20 years old young boy and he is in jail since 28.05.2026, and the trial will take considerable time for its conclusion, therefore, the applicant may be released on bail.

4. Learned State Counsel opposes the submission made by learned counsel for the applicant.

5. Pursuant to order dated 29.06.2026, victim and her mother appeared before this Court through virtual mode from the DLSA-Korba (C.G.). On being asked, she raised objection for grant of

bail to the applicant.

6. I have heard learned counsel for the parties.

7. Considering the facts and circumstances of the case, further considering that the statement of the prosecutrix recorded before the trial Court and further considering that the trial is likely to take considerable time, without further commenting on the merits of the case, this Court is inclined to release the applicant on bail.

8. Accordingly, the bail application is allowed and it is directed that the applicant shall be released on bail on his furnishing a personal bond in the sum of Rs.20,000/- with one surety in the like sum to the satisfaction of the trial Court. The applicant is directed to appear before the concerned trial Court on each and every date to be given to him by the said Court till disposal of the trial. It is made clear that any observation made by this Court in this order shall not affect the trial of the case.

9. Office is directed to send a certified copy of this order to the trial Court concerned for necessary information and compliance forthwith.

Sd/-

(Radhakishan Agrawal)
Judge

Vasant