



CGHC010184382026



2026:CGHC:29416

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 4336 of 2026

Sanjay Das S/o Parshu Das Aged About 38 Years R/o Village-Mankepi P.S.
And Tahsil- Shankargarh Distt- Balrampur- Ramanujganj (C.G.)

... Applicant

versus

State of Chhattisgarh Through-Station House Officer- Police Station -
Shankargarh Distt- Balrampur- Ramanujganj (C.G.)

... Non-applicant

For Applicant	: Ms. Aakancha Vishwakarma, Advocate.
Non-applicant/State	: Mr. S.S. Baghel, Govt. Advocate.

Hon'ble Shri Ramesh Sinha, Chief Justice

Order on Board

13.07.2026

- The applicant has preferred this First Bail Application under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail, as he has been arrested in connection with Crime No. 37/2026, registered at Police Station - Shankargarh, District Balrampur- Ramanujganj (C.G.) for the offence punishable under Sections 316(5), 318(2), 318(4), 336(3), 338, 340(2) and 3(5) of the Bhartiya Nyaya Sanhita, 2023.
- The prosecution case, in brief, is that on 17.03.2026, the complainant, Ved Prakash Pandey, working as the Chief Executive Officer, Janpad Panchayat, Shankargarh, lodged a written complaint before the Police

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Station alleging that accused Jon Kumar Toppo, working as the Panchayat Secretary of Gram Panchayat Hargawan, and Sanjay Das, working as the Rozgar Sahayak of the said Gram Panchayat, had embezzled government funds by falsely geo-tagging the houses of beneficiaries under the Pradhan Mantri Awas Yojana (PMAY), transferring the housing assistance amounts to their own accounts, obtaining cash and thumb impressions from the beneficiaries, and creating false records showing completion of the sanctioned houses. It is further alleged that, after preparing forged muster rolls, the accused transferred the amounts to the accounts of various labourers by issuing fake muster rolls. As a result, both the accused persons are alleged to have misappropriated a total amount of ₹10,05,881/- and thereby committed the alleged offences. On the basis of the written complaint lodged by the complainant, the police registered the aforesaid offences against the present applicant and the co-accused.

3. Learned counsel for the applicant submits that the present applicant is an innocent person who has been falsely implicated in this case. She submits that the present applicant is working as a Rozgar Sahayak and has no role whatsoever in the commission of the alleged offences. She further that applicant is not the sanctioning authority for the allotment of houses under the Pradhan Mantri Awas Yojana to the beneficiaries, therefore, no role is attributable to the applicant in the present case. She also submits that the amount under the said scheme was transferred directly to the accounts of the concerned beneficiaries, and no part of the said amount was ever transferred or paid to the present applicant. The Applicant had no financial role or authority in the implementation of the said scheme. He also submits that the present applicant has no criminal antecedents. He submits that the charge-sheet has already been

submitted in the present case before the competent Court and the applicant has been in jail since 18.03.2026, conclusion of the trial may take some time, therefore, she prays for grant of regular bail to the applicant.

4. On the other hand, learned State Counsel opposes the bail application of the present applicant and submits that the charge-sheet has already been submitted before the competent Court.
5. I have heard learned counsel for the parties and perused the case diary.
6. Considering the facts and circumstances of the case, the nature and gravity of the offence, and further from perusal of the order-sheet dated 08.05.2026, wherein the bail application was adjourned to the second week of July in view of the period of detention, coupled with the fact that the charge-sheet has already been filed, the applicant has no criminal antecedents, has been in custody since 18.03.2026, and the conclusion of the trial is likely to take considerable time, I am of the opinion that the applicant is entitled to be released on bail.
7. Let the applicant – **Sanjay Das**, involved in Crime No. 37/2026, registered at Police Station - Shankargarh, District Balrampur-Ramanujganj (C.G.) for the offence punishable under Sections 316(5), 318(2), 318(4), 336(3), 338, 340(2) and 3(5) of the Bhartiya Nyaya Sanhita, 2023, be released on bail on his furnishing a **personal bond** with **two sureties** in the like sum to the satisfaction of the Court concerned with the following conditions:-

(i) The applicant shall file an undertaking to the effect that he shall not seek any adjournment on the dates fixed for evidence when the witnesses are present in court. In case

of default of this condition, it shall be open for the trial court to treat it as abuse of liberty of bail and pass orders in accordance with law.

(ii) The applicant shall remain present before the trial court on each date fixed, either personally or through his counsel. In case of his absence, without sufficient cause, the trial court may proceed against him under Section 269 of Bharatiya Nyaya Sanhita.

(iii) In case, the applicant misuses the liberty of bail during trial and in order to secure his presence, proclamation under Section 84 of BNSS. is issued and the applicant fails to appear before the court on the date fixed in such proclamation, then, the trial court shall initiate proceedings against him, in accordance with law, under Section 209 of the Bharatiya Nyaya Sanhita.

(iv) The applicant shall remain present, in person, before the trial court on the dates fixed for (i) opening of the case, (ii) framing of charge and (iii) recording of statement under Section 351 of BNSS. If in the opinion of the trial court absence of the applicant is deliberate or without sufficient cause, then it shall be open for the trial court to treat such default as abuse of liberty of bail and proceed against him in accordance with law.

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

**Sd/-
(Ramesh Sinha)
Chief Justice**

Abhishek