CGHC010260432026 2026:CGHC:45256

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 6118 of 2026

Rakesh Singh @ Budhvar S/o Jawahar Singh Aged About 40 Years R/o Belakchhar Mohalla, Nagarda, Balco, P.S. Korba, District Korba (C.G.)

... Applicant

versus

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

... Non-Applicant

Digitally signed by ALLENA ANJANI KUMAR
Date: 2026.10.28 11:31:27 +0530

For Applicant	:	Shri Vikas Kumar Pandey, Advocate.
For Non-Applicant/State	:	Ms. Priya Sharma, Panel Lawyer.

(HON'BLE SHRI JUSTICE RAKESH MOHAN PANDEY)

Order on Board

27/10/2026

1. On 21.08.2026, the victim appeared alongwith her parents through video-conferencing and raised serious objection in granting bail to the applicant.

2. This is the **first bail application** filed under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the applicant who has been arrested in connection with Crime No.339/2026 registered at Police Station Balco Nagar, District Korba (C.G.), for the offence punishable under Sections 64, 64(1), 64(2)(m), 70(2), 75(1)(ii), 79, 351(3) & 3(5) of BNS and Sections 4, 6 & 12 of POCSO Act, 2012.

3. As per the prosecution case, on 8.6.2026, the complainant lodged a written complaint alleging that multiple co-accused persons had

established physical relations with the victim on different dates by falsely professing affection, coercion or blackmail. The present applicant is alleged to have made demand/request for sexual favour from her. Thereafter, the aforesaid offences were registered against the applicant and other co-accused persons.

4. Learned counsel for the applicant would contend that there is one criminal antecedent against the applicant registered under the provisions of Chhattisgarh Excise Act in the year 2026 and there is no criminal antecedents of similar nature. He would further submit that the charge-sheet has already been filed, he has been in jail since 9.6.2026 and the trial may take some time to conclude. He would further submit that co-accused persons Dashrath Patel @ Nanku and Chitrabhan Patel @ Bade Dau have been granted bail vide order dated 16.10.2026 passed in MCRC No.8363/2026 by this Court, therefore, on ground of parity, he would pray for grant of regular bail to the applicant.

5. On the other hand, learned counsel for the State would oppose the bail application and submit that the present applicant and other co-accused persons made gestures and uttered words with the intention of insulting the modesty of the victim. She would further submit that allegations of sexual assault have been made against eight accused persons. She would, nevertheless, pray for rejection of the bail application.

6. I have heard learned counsel appearing for the parties and perused the case diary.

7. Having considered the allegation levelled against the applicant, the fact that charges have been framed against him under Section 79 of the BNS, that the charge-sheet has already been filed, that the applicant

has been in jail since 9.6.2026, that he has no criminal antecedents of similar nature, the conclusion of the trial may take some time and co-accused persons Dashrath Patel @ Nanku and Chitrabhan Patel @ Bade Dau have been granted bail vide order dated 16.10.2026 passed in MCRC No.8363/2026, this Court is of the view that the applicant is entitled to be released on bail in the present case.

8. Accordingly, the bail application filed by applicant is allowed and it is directed that in the event of the applicant executing a personal bond for a sum of Rs.50,000/- with one surety each to the satisfaction of the concerned Trial Court, he shall be released on bail, on following conditions :-

(i) he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such fact to the Court,

(ii) he shall not act in any manner which will be prejudicial to fair and expeditious trial, and

(iii) he shall appear before the trial Court on each and every date given to them by the said Court till disposal of the trial,

(iv) he shall not involve himself in any offence of similar nature in future.

The observations made in the course of this order are only for considering the case of the applicants on the application for grant of regular bail. The concerned trial Court shall not be influenced or bound by the observations made in the course of this order.

Sd/-

(Rakesh Mohan Pandey)
JUDGE

Anjani