CGHC010296292026 2026:CGHC:43356

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

CRR No. 1026 of 2026

A B C

… Applicant

versus

State Of Chhattisgarh Through The Police Station House Officer, P.S. Tilda Nevra Raipur, District- Raipur (C.G.)

...Non-applicant

For Applicant	:	Mr. Pankaj Kumar, Advocate
For Non-applicant/State	:	Mr. Sachchidanand Yadav, PL

VASANT KUMAR Digitally signed by VASANT KUMAR Date: 2026.10.08 11:33:17 +0530

(Hon'ble Shri Justice Naresh Kumar Chandravanshi)

Order on Board

07/10/2026

1. This Criminal Revision has been preferred by the applicant/juvenile under Section 102 of the Juvenile Justice (Care and Protection of Children) Act, 2015 (hereinafter referred to as the "JJ Act, 2015") (wrongly mentioned as '2000' in revision petition), challenging the order dated 16.07.2026 passed by the Upper Sessions Judge (Fast Track Court)/Juvenile Court, Raipur, District Raipur (C.G.) (hereinafter referred to as the "Appellate Court") in Criminal Appeal No.252/2026, whereby the appeal preferred by the

applicant/juvenile has been rejected and the order dated 13.05.2026 passed by the learned Principal Magistrate, Juvenile Justice Board, Mana Camp, Raipur, District Raipur (C.G.) (hereinafter referred to as the “JJB, Raipur”) in Criminal Case No.187/2026, rejecting the bail application of the applicant/juvenile under Section 12 of the JJ Act, 2015, has been upheld.

2. The facts of the case, in brief, are that on the basis of secret information received by the police of Police Station Tilda Nevra, District Raipur (C.G.), Harsh Soni, an adult, was apprehended and 2.250 kilograms of ganja was recovered from his possession. During the course of investigation, it was revealed that the applicant had also accompanied Harsh Soni and was allegedly involved with him in the sale and purchase of ganja. Consequently, the applicant was also apprehended and arrested by the police on 31.03.2026. Upon completion of investigation, the charge-sheet has been filed. Since the applicant is a juvenile, the charge-sheet has been filed before the Juvenile Justice Board, Raipur, where the matter is presently pending consideration.

3. The bail application filed by the applicant/juvenile under Section 12 of the JJ Act, 2015 was rejected by the JJB, Raipur, vide order dated 13.05.2026. Thereafter, the appeal preferred by him was also rejected by the learned Appellate Court vide the impugned judgment dated 16.07.2026. Hence, this criminal revision.

4. Learned counsel for the applicant would submit that the applicant has been implicated in the instant case solely on the basis of the memorandum statement of the co-accused, and no contraband substance has been seized from his possession or at his instance. He would further submit that

the applicant has been in the Observation Home since 31.03.2026 and that this is his first conflict with law. He, therefore, submits that, considering the aforesaid circumstances, the applicant may kindly be enlarged on bail.

5. Per contra, learned State counsel would oppose the submissions made by learned counsel for the applicant and would submit that social status report of applicant/juvenile is annexed with the case diary, according to which, this is first conflict with law of applicant/juvenile and conduct and behavior of applicant has been reported to be good.

6. Heard learned counsel for the parties and perused the material available on record along with the case diary and social status report prepared by the Probation Officer in respect of applicant/juvenile.

7. Having considered the seizure memo, memorandum statement of applicant/juvenile and his detention period, and the social status report, from which, it does not appear that, if the applicant is released on bail, he is likely to come into association with any known criminals or be exposed to moral, physical or psychological danger, this Court is of the view that the applicant is entitled to the benefit of Section 12 of the JJ Act, 2015. Accordingly, this Court finds it to be a fit case for grant of bail to the juvenile applicant.

8. Consequently, the criminal revision is allowed. The impugned order dated 16.07.2026 passed by the Upper Sessions Judge (Fast Track Court)/Juvenile Court, Raipur, District Raipur (C.G.) in Criminal Appeal No.252/2026, and order dated 13.05.2026 passed by the learned Principal

Magistrate, Juvenile Justice Board, Mana Camp, Raipur, District Raipur (C.G.), are hereby set aside.

9. It is directed that, if the mother or father of the applicant/juvenile furnishes their own bail bond of Rs.25,000/- along with one surety in the like amount to the satisfaction of the Juvenile Justice Board, Raipur, District Raipur, for the appearance of the applicant/juvenile before it as and when directed by it, the applicant/juvenile shall be released into the custody of his parents.

10. Pending interlocutory application(s), if any, stands disposed of.

Sd/-
(Naresh Kumar Chandravanshi)
Judge

Vasant