CGHC010320152026 2026:CGHC:43358

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 7759 of 2026

1 - Chandan Kumar Sahu S/o Uttam Sahu Aged About 18 Years R/o Naya Amapara, Ward No. 13, Near Water Tank, Durg, Thana Mohan Nagar, Distt. Durg Chhattisgarh

... Applicant

versus

1 - State Of Chhattisgarh Through The S H O, Police Station Mohan Nagar, Bhilai, Durg, Chhattisgarh

... Non-applicant

For Applicant	:	Mr. Ajay Mahakunda, Advocate
For Non-applicant /State	:	Mr. Jitendra Shrivastava, G.A.

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

07/10/2026

1. The applicant has preferred this second bail application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail as he has been arrested in connection with

Crime No. 0614/2025 registered at Police Station Mohan Nagar, District Durg (C.G.) for the offence punishable under Sections 103 and 3(5) of BNS and Sections 25 and 27 of Arms Act.

2. Case of the prosecution, in brief, is that complainant Parvati Sonkar lodged a report on 10/11/2025 that on 09/11/2025 at about 10:30 PM, unknown persons pelted stones at her front door. When her husband Yogesh Vishwakarma went outside and confronted the three individuals standing outside, who were identified as present applicant Chandan Kumar Sahu and co-accused persons Tushar Netam and Tilak Vaishnav, abused them and threatened to kill complainant's husband and assaulted him with hands and fists and also inflicted injuries with knife and thereafter, fled from the scene. The victim collapsed outside his residence with severe bleeding injuries and was rushed to the Hospital, however, he was declared dead. On the said report, the above-stated offence was registered against the accused persons and they were taken into custody.

3. Mr. Ajay Mahakunda, learned counsel appearing for the applicant, would submit that the applicant is innocent and has falsely been implicated in the present case. He would further aruge that co-accused Tushar Netam is the main accused and no recovery has either been made from the present applicant. He would further contend that the applicant has no previous criminal antecedent, charge-sheet has already been filed and the applicant has been in

judicial custody since 10/11/2025 and since conclusion of trial is likely to take considerable time, therefore, he may be enlarged on bail.

4. On the other hand, Mr. Jitendra Shrivastava, learned counsel appearing for the non-applicant/State, would oppose the bail application and submit that the present applicant and co-accused Tilak Vaishnav caught hold of the deceased while main accused Tushar Netam inflicted injuries with knife. He would further submit that as per MLC, the deceased sustained grievous injuries over vital organs of the body and he was ultimately declared dead upon reaching the Hospital. Thus, looking to the seriousness of the allegations levelled against the applicant, he is not entitled to be released on bail.

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

6. Having considered the fact that the present applicant and another co-accused Tilak Vaishnav caught hold of the deceased whereas the main co-accused Tushar Netam inflicted multiple knife injuries over vital body parts of the deceased and further considering that the incident was witnessed by wife of the deceased namely Parvati Sonkar and another eye-witness Jeyu and though the weapon used in the incident was seized from the exclusive possession of co-accused Tushar Netam but looking to the active role played by the present applicant in the commission of the

crime and the manner in which the said crime was committed, I am not inclined to release the applicant on bail.

7. Accordingly, this bail application preferred by the applicant – **Chandan Kumar Sahu** in connection with Crime No. 0614/2025 registered at Police Station Mohan Nagar, District Durg (C.G.) for the offence punishable under Sections 103 and 3(5) of BNS and Sections 25 and 27 of Arms Act is hereby **rejected**.

Sd/-

(Rakesh Mohan Pandey)

JUDGE

Harneet