CGHC010321152026 2026:CGHC:43071

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

CRR No.1070 of 2026

1 - ABC (Details of the Applicant is Enclosed with Separate Envelop)

Appellant (s)

versus

1 - State Of Chhattisgarh Through Station House Officer, Police Station Urla, Raipur, District Raipur, C. G.

Respondent(s)

For Applicant (s)	:	Mr. B. L. Sahu, Advocate
For Respondent (s)	:	Ms. Anmol Sharma, PL

Hon'ble Mr. Justice Naresh Kumar Chandravanshi

Order on Board

05/10/2026

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 (henceforth 'referred as 'JJ Act') challenging the order dated 13.07.2026 passed by the learned Upper Session Judge (FTC)/Juvenile Court, Raipur in Criminal Appeal No.212/2026, whereby the appeal preferred by the applicant/juvenile has been rejected upholding the order dated

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03.06.2026 passed by the learned Juvenile Justice Board, Mana Camp, District Raipur (C.G.) in Crime No.38/2026, by which the bail application of the applicant/juvenile under Section 12 of the JJ Act was rejected.

2. Facts of the case in nutshell are that the applicant/juvenile and 6 other adult accused persons were kept in illegal possession of contraband substance ganja, total weight 40.448 kg, out of which 6.165 kg ganja was seized from the rented house of the applicant/juvenile, whereas the remaining quantity of ganja was seized from other accused persons from different places. Thereafter a case was registered against the applicant and other accused persons for the offence under Sections 20 (b) 2 (c), 27A & 29 of NDPS Act. After investigation, charge sheet was filed against the applicant/juvenile for the aforesaid offence before the Juvenile Justice Board, Raipur. The bail application filed by the applicant/juvenile was rejected by the Juvenile Justice Board, Raipur vide order dated 03.06.2026 and thereafter the appeal preferred by him has also been rejected vide impugned order dated 13.07.2026 (Annexure-A/1) by the learned Upper Session Judge (FTC)/Juvenile Court, Raipur (C.G.). Hence this criminal revision.

3. Learned counsel for the applicant/juvenile would submit that the applicant is juvenile, aged about 16 years and he has been falsely implicated in the crime in question and this is the first conflict with law of the applicant/juvenile and the alleged

contraband substance has not been seized from the exclusive possession of the applicant/juvenile. The applicant/juvenile is in Observation Home since 08.02.2026, charge sheet has already been filed and conclusion of trial may take long time, as such keeping applicant/juvenile for further period in the Observation Home may change his conduct and behavior, hence it is prayed that the orders passed by the learned Appellate Court as well as learned Juvenile Justice Board be set aside and the applicant be enlarged on bail.

4. Per contra, learned State counsel opposes the bail application of the applicant/juvenile.

5. Heard learned counsel for the parties and perused the material available on record.

6. As per the social status report of the applicant/juvenile, this is the first conflict with law of the applicant/juvenile and his conduct and behavior in the observation home has been reported to be good and nothing has been brought by the prosecution to be held that if the applicant/juvenile is released on bail, then his release will likely to bring him into association with any known criminal or expose the said person to moral, physical or psychological danger or his release would defeat the ends of justice.

7. Having considered the aforesaid report and duration of custody of applicant/juvenile in the Observation Home and for the fact that the charge sheet has already been filed, therefore, on due

consideration of the aforesaid aspects of the matter, this Court is inclined to allow the instant revision.

8. Accordingly, the impugned order dated 13.07.2026 passed by the learned Upper Session Judge (FTC)/Juvenile Court, Raipur and the order dated 03.06.2026 passed by the Juvenile Justice Board, Mana Camp, Raipur 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 for appearance of the applicant/juvenile before it, as and when directed by it, the applicant shall be released into the custody of his parents.

Sd/-

(Naresh Kumar Chandravanshi)
Judge

Nirala