CGHC010321292026 2026:CGHC:45551

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

CRA No. 2072 of 2026

Krishna Yadav S/o Shibo Yadav Aged About 25 Years R/o - Village - Sikirma, Police Station - Farsabahar, District - Jashpur (C.G.) **... Appellant**

versus

State Of Chhattisgarh Through The Station House Officer, Police Station - Jashpur, District - Jashpur (C.G.) **... Respondent**

Digitally signed by ALLENA ANJANI KUMAR
Date: 2026.10.29 14:59:07 +0530

For Appellant	:	Shri Shivendu Pandya, Advocate.
For Respondent/State	:	Shri Dharmesh Shrivastava, Deputy A.G.

(HON'BLE SHRI JUSTICE RAKESH MOHAN PANDEY)

Order on Board

28/10/2026

1. Heard on admission.
2. The instant criminal appeal filed by the appellant under Section 14-A(2) of the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989 (for short, the Act, 1989) is for grant of regular bail to him, who has been arrested in connection with Crime No.127/2026 registered at Police Station – Jashpur, District - Jashpur (C.G.), for the offence punishable under Sections 70, 77, 308 of the Bhartiya Nyay Samhita, 2023 (for short, the BNS) and Section 3(2)(v) of the Act, 1989.
3. Case of the prosecution is that on 11.04.2026, the victim lodged an F.I.R. to the effect that on 11.04.2026 while she was going to village Mayali from Jashpur on a motorcycle along with her friend, they stayed near Damera Road and at the same time, one unknown person took

her towards forest and sexually exploited against her will. It is also alleged that one of the accused-persons made objectionable video and demanded a sum of Rs.10,000/-. Mobile of the victim was also looted. During the course of investigation, Test Identification Parade was conducted and all three accused persons were identified by the victim, who specifically stated that the present applicant is a person who sexually exploited her. On such complaint offence punishable under the aforesaid sections were registered against the appellant.

4. By order dated 24.07.2026 passed by the learned Special Judge in Special Criminal Case (under Atrocities Act) No.17/2026, the bail application filed by the appellant has been rejected against which the appellant has filed the said appeal.

5. Learned counsel for the appellant would argue that the present appellant is innocent and has falsely been implicated and there is no material in the charge-sheet to connect him with the commission of offence. It is also argued that charge-sheet has already been filed; applicant has no criminal antecedents; appellant is in jail since 15.04.2026; co-accused persons have been enlarged on bail by the learned trial Court and that, trial may take time for its conclusion, therefore, he would pray that the instant appeal may be allowed and the appellant may be enlarged on bail.

6. On the other hand, learned counsel for the State would oppose the bail. He would submit that present appellant forcibly sexually exploited the victim and F.I.R. was lodged on the date of incident itself. He would further submit that appellant was duly identified by the victim in Test Identification Parade. He would further contend that the other accused persons were granted bail as there was no allegation of commission of

sexual assault against them, therefore, this appeal for grant of bail deserve to be rejected.

7. The victim appeared through virtual mode and has raised serious objection in granting bail to the appellant.

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

9. Having considered the fact that the present appellant forcibly sexually exploited the victim on the date of incident, took her objectionable video and extort money and further looking to the gravity of offence, the manner in which the offence was committed by the appellant and further the appellant was identified by the victim in Test Identification Parade and considering the objection raised by the victim in granting bail to the appellant, I am not inclined to enlarge the appellant on bail. Accordingly, the instant appeal for grant of bail fails and is hereby **rejected** at admission stage.

Sd/-
(Rakesh Mohan Pandey)
JUDGE

Anjani