CGHC010326712026 2026:CGHC:45594

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

CRR No.1111 of 2026

1 - AF (Child in conflict with Law Juvenile) Nil

Applicant (s)

versus

1 - State Of Chhattisgarh Through Station House Officer, Police Station Saraipali, District Mahasamund (C.G.)

Respondent(s)

For Applicant (s)	:	Mr. Virendra Kashyap, Advocate
For Respondent (s)	:	Mr. Vikhyat Arora, PL

Hon'ble Mr. Justice Naresh Kumar Chandravanshi

Order on Board

28/10/2026

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 25.07.2026 passed by the learned Children Court/Upper Session Judge (Fast Tract Court), Mahasamund (C.G.) in Criminal Appeal No.H-80/2026, whereby the appeal preferred by the applicant/juvenile has been rejected upholding

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the order dated 03.07.2026 passed by the learned Principal Magistrate, Juvenile Justice Board, Mahasamund (C.G.) in Crime No.205/2026, by which the bail application of the applicant/juvenile under Section 12 of the JJ Act was rejected.

2. The allegation against the applicant/juvenile is that on account of previous enmity, he assaulted the victim by means of a sharp edged weapon (dagger/katar) on his head as such he received serious injuries, thereby he attempted to cause murder of the victim. Thereafter an FIR was lodged against the applicant at the Police Station Saraipali for the offence under Section 109 of BNS. After investigation, charge sheet was filed against the applicant for the same offence before the JJB, Mahasamund, which is pending consideration.

3. The bail application filed by the applicant/juvenile under Section 12 of the JJ Act was rejected by the Juvenile Justice Board, Mhasamund vide order dated 03.07.2026 and thereafter the appeal preferred by him has also been rejected vide impugned order dated 25.07.2026 (Annexure-A/1) by the learned Children Court/Upper Session Judge (Fast Tract Court), Mahasamund (C.G.). Hence this criminal revision.

4. Learned counsel for the applicant/juvenile would submit that the applicant is juvenile and he has been falsely implicated in the crime in question and this is the first conflict with law of the applicant/juvenile. The applicant/juvenile is in Observation Home since 16.06.2026, 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/juvenile be enlarged on bail.

5. Per contra, learned State counsel opposes the bail application of the applicant/juvenile, however he submits that the social status report of the applicant/juvenile is not negative.

6. Heard learned counsel for the parties and perused the material available on record including case diary as well as social status report.

7. As per the social status report of the applicant/juvenile, this is the first conflict with law of the applicant/juvenile 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.

8. 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.

9. Accordingly, the impugned order dated 25.07.2026 passed by the learned Children Court/Upper Session Judge (Fast Tract Court), Mahasamund (C.G.) and the order dated 03.07.2026 passed by the learned Principal Magistrate, Juvenile Justice Board, Mahasamund (C.G.) are hereby set aside.

10. 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 concerned Juvenile Justice Board 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