CGHC010335842026 2026:CGHC:47016

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

CRR No.1237 of 2026

1 - XYZ Juvenile In Conflict With Law (Description Of Applicant And The Name Of Legal Guardian Is Mentioned In A Paper Kept In Closed Envelope)

Applicant (s)

versus

1 - State Of Chhattisgarh Through Station House Officer, Police Station - Chilfi, District - Mungeli

Respondent(s)

For Applicant (s)	:	Mr. Sunil Pillai, Advocate
For Respondent (s)	:	Mr. Siddharth Sharma, PL

Hon'ble Mr. Justice Naresh Kumar Chandravanshi

Order on Board

05/11/2026

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 10.07.2026 passed by the learned Additional Session Judge (FTC)/Children Court, Mungeli in Criminal Appeal No.37/2026, whereby the appeal preferred by the

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applicant/juvenile has been rejected upholding the order dated 17.06.2026 passed by the learned Principal Magistrate, Juvenile Justice Board, Mungeli (C.G.) in Crime No.11/2026, by which the bail application of the applicant/juvenile under Section 12 of the JJ Act was rejected.

2. Facts of the case in brief are that the applicant/juvenile, aged more than 17 years and minor victim, who is also aged more than 17 years were in contact through Instagram and they used to talk to each other. It is alleged that the applicant/juvenile allured the victim and took her to Pandariya, Durg, Bhopal and sexually exploited her and on being report lodged by the father of the victim, FIR was registered against the applicant/juvenile under Sections 137 (2), 62 (2) (d), 87, 351 (3) of BNS and Sections 4 & 6 of POCSO Act. After investigation, charge sheet has been filed before the JJB, Mungeli, which is pending consideration.

3. The bail application filed by the applicant/juvenile was rejected by the Juvenile Justice Board, Mungeli vide order dated 17.06.2026 and thereafter the appeal preferred by him has also been rejected vide impugned order dated 10.07.2026 by the learned Additional Session Judge (FTC)/Juvenile Court, Mungeli (C.G.). Hence this criminal revision.

4. Learned counsel for the applicant/juvenile would submit that this is the first conflict with law of the applicant/juvenile and it is a case of love affair between the applicant/juvenile and victim both and the medical report is also not supported to the prosecution.

The applicant/juvenile is in observation home since 01.04.2026, charge sheet has already been filed, as such keeping applicant/juvenile for further period in the Observation Home may change his 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.

5. Per contra, learned State counsel opposes the submission made by the applicant's counsel and submits that the applicant/juvenile after taking the victim on various places sexually exploited her. Hence, he prays that the revision may be rejected, 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.

7. Having considered the fact that the applicant/juvenile is in observation home since 01.04.2026 and further considering the medical report and social status report of the applicant/juvenile, according to which 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 hold 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, 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 10.07.2026 passed by the learned Additional Session Judge (FTC)/Children Court, Mungeli and the order dated 17.06.2026 passed by the learned Principal Magistrate, Juvenile Justice Board, Mungeli 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 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