CGHC010337372026 2026:CGHC:43633

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 8281 of 2026

1 - Rajababu Khunte S/o Ashwani Kumar Khunte, Aged About 24 Years R/o Village - Kurma, P. S.- Balouda, District - Janjgir - Champa (C.G.) **... Applicant(s)**

versus

1 - State Of Chhattisgarh Through Station Officer Balouda, District - Jangir - Champa (C.G.) **... Respondent(s)**

For Applicant (s)	:	Mr. Krishnakant Prajapati, Advocate
For Respondent(s)/State	:	Mr. Kanwaljeet Singh Saini, Dy. G.A.

Hon'ble Mr. Justice Rakesh Mohan Pandey

Order on Board

08.10.2026

1. The applicant has preferred this First Bail Application under Section 483 of the BNSS, 2023 for grant of regular bail, as he has been arrested in connection with Crime No. 333/2025, registered at Police Station Balouda, District Janjgir Champa (C.G.) for the offence punishable under Sections 302, 201, 120B and 34 of IPC

2. The case of the prosecution, in brief, is that dead body of unknown person in burnt condition was found by one Surendra Narang on 08.11.2020 and on his instance a merg intimation was registered. Subseqeuntly dead body was identified as Bhukhan Rohidas of village Bagdabri. During the course of investigation in 24.07.2025 in another

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crime No. 284/2024, the applicant was taken into custody and his memorandum statement was recorded wherein he confessed that he had committed murder of Bhukhan Rohidas along with Pursottam das and Rajni, resultanly Pursuant to the aforesaid allegations, the offences, as stated above, were registered against the applicant.

3. Learned counsel appearing for the applicant would submit that, except for the confessional statement of the applicant, there is no other material in the case diary against him. He further submits that the charge-sheet has already been filed and the applicant is in jail since 22.08.2025. He, therefore, prays for grant of bail to the applicant.

4. On the other hand, learned State Counsel would oppose the bail application and submit that the applicant was taken into custody in connection with Crime No. 284/2024 and, during the course of investigation, he confessed to having committed the murder of Bhukhan Rohidas along with two other co-accused persons. He would further submit that there are three criminal antecedents against the present applicant. Considering the seriousness of the allegations, he, therefore, prays for rejection of the bail application.

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

6. Taking into consideration the facts and circumstances of the case, particularly the fact that the applicant was implicated in the murder of Bhukhan Rohidas after a lapse of about five years on the basis of his confessional statement, and further considering his criminal antecedents, including one case registered under the Chhattisgarh

Excise Act, one *istigasa* registered in the year 2017, another case registered in the year 2023, and a case registered as Crime No. 284/2024, as well as the fact that the applicant is in custody since 22.08.2025, the charge-sheet has already been filed, and the conclusion of the trial is likely to take some time, I am inclined to grant bail to the present applicant, without commenting on the merits of the case. Accordingly, the bail application is **allowed**.

7. Let applicant be released on bail on furnishing a personal bond of Rs. 50,000/- with one surety in the like sum to the satisfaction of the court concerned with the following conditions:-

(i) The applicant shall file an undertaking to the effect that he shall not seek any adjournment on the dates fixed for evidence when the witnesses are present in court. In case of default of this condition, it shall be open for the trial court to treat it as abuse of liberty of bail and pass orders in accordance with law.

(ii) The applicant shall remain present before the trial court on each date fixed, either personally or through his counsel. In case of his absence, without sufficient cause, the trial court may proceed against him under Section 269 of Bharatiya Nyaya Sanhita.

(iii) In case, the applicant misuses the liberty of bail during trial and in order to secure his presence, proclamation under Section 84 of BNSS is issued and the applicant fails to appear before the court on the date fixed in such proclamation, then, the trial court shall initiate proceedings against him, in accordance with law, under Section 209 of the Bharatiya Nyaya Sanhita.

(iv) The applicant shall remain present, in person, before the trial court on the dates fixed for (i) opening of the case,

(ii) framing of charge and (iii) recording of statement under Section 351 of BNSS. If in the opinion of the trial court absence of the applicant is deliberate or without sufficient cause, then it shall be open for the trial court to treat such default as abuse of liberty of bail and proceed against him in accordance with law.

Sd/-
(Rakesh Mohan Pandey)
Judge

Jyoti