CGHC010340002026 2026:CGHC:46074

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 1472 of 2026

1 - Xyz Conflicted With Law Juvenile Through Natural Guardian Father Aged About 17 Years R/o (The Name And Address Of Applicant Is Separately Filed In Close Envelop)

--- Applicant

versus

1 - State Of Chhattisgarh Through Station House Officer Police Station Malkharuada Outpost- Adbhar District Sakti (C.G.)

--- Respondent

(Cause title is taken from CIS system)

For Applicant : Mr. Praveen Sharma, Advocate

For Respondent/State : Mr. Avinash Singh, Govt. Advocate

Hon'ble Shri Justice Parth Prateem Sahu

Order On Board

30/10/2026

1. This is the first bail application filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of anticipatory bail to the applicant who is apprehending his arrest in connection with Crime No. 255/2026 registered at Police Station – Malkharauda, Out Post Adbhar, District – Sakti (C.G.) under Sections 296, 351 (3), 115 (2), 137 (2), 191 (2), of B.N.S. and Section 67 (B) of I.T. Act and Section 14 of POCSO Act.

BALRAM PRASAD DEWANGAN
Digitally signed by BALRAM PRASAD DEWANGAN

2. As per the prosecution case, the complainant lodged a report alleging that his 15-year-old son, the victim child along with his nephews Tushar Yadav and Virat Yadav, left for school on a motorcycle at about 11:15 a.m. on 09.07.2026. At around 11:40 a.m., near Durga Auto Parts Shop, Adbhar, the accused Rupesh Lahare and eight others—Vishal Lahare, Amarnath Ratre, Vasu Dinkar, Hitesh Lahare, Som Ratre, Dinesh Ratre, Anand Ratre, and Bhuvaneshwar Tandon—arrived on four motorcycles, forcibly stopped them, and took the three victims to a cowshed behind the Shani Temple at Adbhar. There, they allegedly stripped Tushar Yadav semi-naked, recorded a video, abused the victims with obscene remarks concerning their mothers and sisters, and assaulted them, causing injuries to the victim child's right ear and knee, Tushar Yadav's left ear and back, and Virat Yadav's right cheek and ear. The accused allegedly threatened to kill them, circulated the video, and thereby committed the offences.

3. Learned counsel for applicant submits that applicant is innocent and he has been falsely implicated in this case. Applicant is juvenile was in company of his friends in which adult friends were also present. Applicant has not committed any offence as alleged. Applicant is a student and if the applicant is to be sent to observation home, where the juvenile of heinous offence may also be there, may adversely affect the mental status of applicant. Hence, it is prayed that applicant may be extended the benefit of anticipatory bail.

4. Learned State counsel opposes the submission of learned counsel for applicant. He submits that when victim along with three others friends were travelling, applicant along with other eight accused persons

intercepted, taken to secluded place, assaulted and thereafter have also done video recording of one of the friend of victim after removing his clothes. He also submits that three victims have been suffered simple injuries.

5. One of the victim along with his grand-father appeared before this Court through video conferencing and raises strong objection in grant of bail to applicant.

6. I have heard learned counsel for parties and perused the documents placed on record.

7. Taking into consideration the facts and circumstances of the case, nature of allegation, submission made by learned counsel for respective parties, without commenting anything on merits of the case, I am inclined to release the applicant on anticipatory bail.

8. Accordingly, the anticipatory bail application is allowed. It is directed that in the event of arrest of the applicant in connection with the aforesaid offence, he shall be released on anticipatory bail by the officer arresting him on his father/guardian executing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned arresting officer. Applicant shall also abide by the following conditions:-

(i) that the applicant shall make himself available for interrogation before the investigating officer as and when required;

(ii) that the applicant shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the

facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer;

(iii) that the applicant shall not act, in any manner, which will be prejudicial to fair and expeditious trial; and

(iv) that the applicant shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial.

Certified copy as per rules.

Sd/-
(Parth Prateem Sahu)
Judge

Balram