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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

CRA No. 2189 of 2026

*** -** Sanjay Yadav S/o Narottam Yadav Aged About 42 Years R/o Village- Jayram Nagar, Khaira Tehsil- Masturi, District- Bilaspur (C.G.)

... Appellant

Versus

*** -** State Of Chhattisgarh Through Police Station Akaltara, District- Janjgir-Champa (C.G.)

... Respondent

For Appellant	**:**	Mr. P. Chetan Kumar, Advocate
For Respondent/State	**:**	Mr. Dharmesh Shrivastava, Deputy Advocate General

Hon'ble Shri Justice Rakesh Mohan Pandey
Order on Board

09/10/2026

1. The appellant has preferred this Criminal Appeal under Section 14-A(2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (in short, "the SC/ST Act"), seeking to set aside the order dated 14.08.2026 passed by the Special Judge, SC/ST (Prevention of Atrocities), Act, District Janjgir-Champa (C.G.), whereby the bail application filed by the appellant under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (in short, "the BNSS"), in connection with Crime No. 658/2025 registered at Police Station-Akaltara, District Janjgir-Champa (C.G.), for the offences punishable

under Sections 64(2) (F), 62, 74 and 351(2) of the Bharatiya Nyaya Sanhita, 2023 (in short, “the BNS”) and Sections 3(ii)(v) and 3(1) (B) (1) of the SC/ST Act, has been rejected.

2. As per case of prosecution, on 23.12.2025 when victim/prosecutrix had gone to the Parsai Nala School, the appellant who was Sports Scout Guide Teacher, at about 11:00 am he instructed her to check water availability in girls washroom and when she went there, from back appellant came there and caught hold of her hand and after removing her dress, inserted his finger in her private part. Consequently, the victim lodged an F.I.R., pursuant to which Crime No. 658/2025 was registered against the appellant at Police Station Akaltara.

3. Learned counsel appearing for the appellant would submit that the victim is a major girl and the appellant has falsely been implicated in this case. He would further submit that the appellant is in jail since 22.07.2026, charge-sheet has already been filed and conclusion of the trial is likely to take some time. Therefore, the appellant may be released on bail.

4. On the other hand, learned counsel for the State would oppose the appeal. He would submit that the victim has already been examined and she has supported the prosecution case, therefore, the appeal deserves to be dismissed.

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

6. Having considered the allegations made against the present appellant and deposition of the victim, who has supported the case of prosecution and made allegation of sexual assault; age of the victim on the date of incident; and the position of the present appellant as he

was Sports Scout Guide Teacher, I am inclined to release the appellant on bail. Accordingly, the appeal is hereby **dismissed**.

Sd/-
(Rakesh Mohan Pandey)
Judge

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