CGHC010343132026 2026:CGHC:47011

**NAFR**

**HIGH COURT OF CHHATTISGARH AT BILASPUR**

**CRR No. 1143 of 2026**

**1 -** X Y Z Nil

**Applicant (s)**

**versus**

**1 -** State Of Chhattisgarh Through The Police Station Sirgitti, District Bilaspur Chhattisgarh

**Respondent(s)**

| | | |
|---|---|---|
| For Applicant (s) | : | Ms. Deepanjali Tiwari, Advocate on behalf of Mr. Rohit Sharma, Advocate |
| For Respondent (s) | : | Mr. Krishna Gopal Yadav, Dy. GA |

**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 21.07.2026 passed by the learned Upper Session Judge (FTC)/Children Court, Bilaspur in Criminal Appeal No.207/2026, 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, Bilaspur (C.G.) in Crime No.170/2026, by which the bail application of the applicant/juvenile under Section 12 of the JJ Act was rejected.

2. Allegation against the applicant/juvenile is that on 08.03.2026, the applicant/juvenile went to the house of minor victim, aged about 6 years and put off his underwear and tried to perform unnatural intercourse with the minor victim and also threatened her to kill. Based on the above fact, FIR bearing Crime No.170/2026 was registered against the applicant/juvenile at Police Station Sirgitti for the offence under Sections 65 (2), 62, 333, 351 (3) of BNS and Sections 4, 4 (2), 5 (m), 6 & 18 of POCSO Act. After investigation, charge sheet has been filed before the JJB, Bilaspur, which is pending consideration.

3. The bail application filed by the applicant/juvenile was rejected by the Juvenile Justice Board, Bilaspur vide order dated 17.06.2026 and thereafter the appeal preferred by him has also been rejected vide impugned order dated 21.07.2026 (Annexure-A/1) by the learned Upper Session Judge (FTC)/Juvenile Court, Bilaspur (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. The applicant/juvenile is in observation home since 11.03.2026, charge sheet has already been filed, as such keeping

applicant/juvenile for further period in the Observation Home may change his childish thinking, 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 has tried to sexually exploit the minor victim, who is only aged about 6 years. 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. Mother and grandfather of the victim appeared before this Court on 12.10.2026 and they raised strong objection in respect of the instant revision filed by the applicant/juvenile for grant of bail.

7. Heard learned counsel for the parties and perused the material available on record.

8. Having considered the fact that the applicant/juvenile is in observation home since 11.03.2026 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 he is student of Class 7th 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.

9. Accordingly, the impugned order dated 21.07.2026 passed by the learned Upper Session Judge (FTC)/Children Court, Bilaspur and the order dated 17.06.2026 passed by the learned Principal Magistrate, Juvenile Justice Board, Bilaspur 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