CGHC010354242026 2026:CGHC:45353

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 8724 of 2026

1 - Sarif Mohammad S/o Yasin Mohammad Aged About 35 Years R/o Bartunda, P.S. Paikamal, District Bargarh Orissa

2 - Ban Chhattar S/o Nand Chhattar Aged About 50 Years R/o Chandibhatha, P.S. Jagdalpur, District Bargarh Orissa **---Applicant(s)**

versus

1 - State Of Chhattisgarh Through Station House Officer, Police Station Saraipali, District Mahasamund Chhattisgarh **... Non-Applicant**

For Applicant	**:**	Mr. Sudhir Kumar Sahu, Advocate
For Non-Applicant /State	**:**	Ms. Laxmeen Kashyap, P.L.

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

27/10/2026

1. This is the first bail application filed under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023, for grant of regular bail to the applicants who have been arrested in connection with Crime No. 270/2026 registered at Police Station- Saraipali District Mahasamund, (C.G.), for the offence punishable under Sections 4, 6 and 10 of the Chhattisgarh Agricultural Cattle Preservation Act, 2004.

2. The case of the prosecution, in brief, is that on 16.08.2026, at about 09:30 p.m., the informant received information that two persons were

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driving nine cattle on foot in a cruel manner towards Nuapada, Odisha. Upon reaching the spot along with other Bajrang Dal workers, the informant allegedly found the accused persons driving the cattle towards Odisha. The cattle were subsequently kept at Gaudham, Kutela, and a written complaint was lodged on 18.08.2026. Thereafter, a case was registered against the present applicants for the aforesaid offences.

3. Learned counsel for the applicants submits that the applicants have been falsely implicated in the present case. He further submits that the charge-sheet has already been filed, the applicants are in custody since 18.08.2026, the medical condition of the cattle was fit, and the applicants have no criminal antecedents. He also submits that the trial is likely to take considerable time. Therefore, learned counsel prays that the applicants be released on regular bail.

4. Per contra, learned State counsel opposes the bail application and submits that serious allegations have been levelled against the applicants regarding the transportation of nine cattle towards Odisha in a cruel manner. He further submits that the applicants failed to produce valid documents authorising the transportation of the cattle. Accordingly, he prays for rejection of the bail application.

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

6. Considering the facts and circumstances of the case, particularly the fact that the charge-sheet has already been filed, the applicants are in custody since 18.08.2026, they have no criminal antecedents, and the trial is likely to take considerable time, without commenting on the

merits of the case, I am inclined to allow the bail application. Accordingly, the bail application is **allowed**.

7. It is directed that in the event of the applicant executing a personal bond for a sum of **Rs.50,000/-** with one surety in the like sum to the satisfaction of the concerned trial Court, he shall be released on bail, on following conditions :-

(i) he 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 from disclosing such fact to the Court,

(ii) he shall not act in any manner which will be prejudicial to fair and expeditious trial, and

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

The observation made hereinabove is for the purpose of deciding this bail application only, the trial Court shall decide the case on its own merits.

Sd/-

Rakesh Mohan Pandey
JUDGE

Jyoti