CGHC010356792026 2026:CGHC:45276

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 8517 of 2026

Lalchand Tandan S/o Tirith Ram Tandan Aged About 39 Years R/o H. No. 26 Khalhepara, Ward No. 11, Village - Ghuksa, Post - Ramhepur, Thana - Kawardha, Tahsil - Kawardha And District Kabirdham Chhattisgarh.

... Applicant

versus

State Of Chhattisgarh Through Station House Officer, Police Station Kabirdham, District Kabirdham Chhattisgarh. **... Non-Applicant**

For Applicant	**:**	Mr. Ganesh Ram Burman, Advocate
For Non-Applicant	**:**	Ms. Ritika Verma, Panel Lawyer

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 Bharatiya Nagarik Suraksha Sanhita, 2023 BNSS for grant of regular bail to the applicant, who has been arrested in connection with Crime No. 325/2026 registered at Police Station Kawardha, District Kabirdham (C.G.) for offences punishable under Sections 296, 115(2), 351(3), and 109 of the Bharatiya Nyaya Sanhita, 2023.

2. The case of the prosecution, in brief, is that on 18.08.2026 at about 6:00 p.m., a dispute arose between the parties over the boundary of

agricultural land. The accused allegedly abused and assaulted victim Bharat Tandon with a weapon/stick causing head and facial injuries. On the basis of the report, the aforesaid crime was registered. During the course of investigation, the applicant was arrested on 27.08.2026.

3. Learned counsel for the applicant submits that the applicant is innocent and has falsely been implicated in the present case on account of prior land dispute between the parties. It is further submitted that the applicant has no criminal antecedents, investigation is complete and charge-sheet has already been filed before the competent court, and the applicant has been languishing in jail since 27.08.2026; thus, the applicant may be enlarged on bail.

4. On the other hand, learned State counsel opposes the bail application and submits that as per the medical report, the victim sustained fractures on the right parietal bone and zygomatic arch, which were opined to be grievous in nature; thus, he may not be enlarged on bail.

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

6. Taking into consideration the facts and circumstances of the case, particularly the fact that the dispute between the applicant and victim arose out of a sudden land dispute, there is no medical opinion indicating that the injury sustained by the victim was fatal to life, the charge-sheet has already been filed, the applicant has no criminal antecedents, and he has been in custody since 27.08.2026, without commenting on the merits of the case, this Court is inclined to release the applicant on regular bail. Accordingly, the application filed under Section 483 of BNSS 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.

8. 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

Nadim