CGHC010362552026 2026:CGHC:45377

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 8679 of 2026

1 - Kapil Garg S/o Krishna Kumar Garg Aged About 38 Years R/o Royal Residency, Dhimrapur Road, Police Station City Kotwali, District Raigarh (Chhattisgarh)

--- Applicant

versus

1 - State Of Chhattisgarh Through The Station House Officer, Cyber Police Station, Raigarh, District - Raigarh (C.G.)

---- Respondent

For Applicant	:	Mr. Hari Agrawal, Advocate
For Respondent	:	Mr. Sumit Singh, Additional A.G.

Hon'ble Shri Justice Parth Prateem Sahu
Order On Board

27/10/2026

BALRAM PRASAD DEWANGAN
Digitally signed by BALRAM PRASAD DEWANGAN

1. Applicant has filed this first bail application under Section 483 of the Bhartiya Nagrik Suraksha Sanhita, 2023 for grant of regular bail as he has been arrested in connection with Crime No. 4 of 2026, registered at Police Station – Cyber Police Station, District – Raigarh (C.G.) for offence punishable under Section 61 (2), 316 (2), 112 (2), 319 (2), 318 (2), 338, 336 (3), 336 (4), 340 (2) of BNS and Section 66C and 66D of I.T. Act.

2. The prosecution story, in brief, is that the First Information Report was lodged by the complainant, Ramkumar Shukla, who is an auto driver by profession. According to the prosecution, in the month of

November, the complainant visited Nidhi Parivahan Kendra, situated at Darogapara, Raigarh, along with certain other persons for obtaining a driving licence. At the said establishment, various services were allegedly being provided, including matrimonial match-making, preparation of R.T.O.-related documents, birth certificates, caste certificates, character certificates, and other documents purportedly issued by Government authorities. During the course of investigation, it was alleged that Nidhi Parivahan Kendra and Shanti Shiksha Society were operating a call centre/choice centre through several female employees, who, under the guise of providing matrimonial services, induced unsuspecting persons to part with money on false assurances of arranging marriages. It is further alleged that the said establishment was also engaged in preparing forged Government documents, including driving licences, Aadhaar cards, PAN cards, marriage certificates, and other documents by using forged seals and stationery of Government authorities. The prosecution further alleges that video editing work for uploading content on YouTube was also carried out from the same premises. It is alleged that the present applicant, along with the other co-accused persons, namely Kapil Garg, Neha Garg, Himanshu Mehar, and Hemant Soni, in furtherance of their common intention, prepared forged documents and participated in the operation of the alleged fraudulent matrimonial centre. It is further alleged that, by sending photographs of women as prospective brides and engaging in conversations with persons seeking matrimonial alliances, the accused persons dishonestly induced them to make payments on different occasions under the pretext of facilitating marriage. According to the prosecution, as many as 7,999 persons were cheated through

the said modus operandi, and during the course of investigation, the alleged cheated amount has been assessed at approximately Rs. 1,27,60,000/-.

3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the present case. He has not committed any offence as alleged. Except oral allegation, there is no material to suggest that applicant has committed any offence as alleged. There are as many as 26 accused persons in the crime, out of which, 25 accused persons have been enlarged on bail. Copies of bail orders of two accused persons have been enclosed along with bail application. There is no criminal antecedents against applicant. Applicant is in jail since last about six months. Charge-sheet has been filed and no custodial interrogation of applicant is required. Offence is triable by Judicial Magistrate First Class and trial may take some time. Hence, prayed that applicant may be enlarged on regular bail.

4. Learned State counsel opposes the bail application and submits that applicant is the main conspirator. According to calculation, applicant collected a sum of Rs.1.27 Crores defrauding different persons, however, upon asking with regarding to any material or documents collected in this regard, he submits that there is no such document. He submits that there is allegation against applicant of providing forge mark-sheet, service license etc. however, upon asking he submits that no such document has been collected by the police during investigation.

5. I have heard learned counsel for the parties.

6. On due consideration on the facts and circumstances of the case, nature of allegation, submission made by learned counsel for respective parties, further considering the submission of learned counsel for applicant that out of 26 accused persons, 25 accused persons have been enlarged on bail, without commenting anything on merits of the case, I am inclined to allow the bail application.

7. Accordingly, bail application is **allowed**. It is directed that the applicant shall be released on regular bail, upon furnishing a bail bond in the sum of ₹ 25,000/- with one surety in the like sum to the satisfaction of the Court on the conditions that-

(a) The applicant shall file an undertaking to the effect that he shall not seek any adjournment on the dates fixed for evidence when the witnesses are present in court. In case of default of this condition, it shall be open for the trial court to treat it as abuse of liberty of bail and pass orders in accordance with law.

(b) The applicant shall remain present before the trial court on each date fixed, either personally or through him counsel. In case of him absence, without sufficient cause, the trial court may proceed against him under Section 269 of Bharatiya Nyaya Sanhita.

(c) In case, the applicant misuses the liberty of bail during trial and in order to secure his presence, proclamation under Section 84 of BNSS. is issued and the applicant fails to appear before the court on the date fixed in such proclamation, then, the trial court shall initiate proceedings against him, in accordance with law, under Section 209 of the Bharatiya Nyaya Sanhita.

(d) The applicant shall remain present, in person, before the trial court on the dates fixed for (i) opening of the case, (ii) framing of charge and (iii) recording of statement under Section 351 of BNSS. If in the opinion of the trial court absence of the applicant is deliberate or without sufficient cause, then it shall be open for

the trial court to treat such default as abuse of liberty of bail and proceed against him in accordance with law.

8. Office is directed to send a certified copy of this order to the trial Court concerned for necessary information and compliance forthwith.

Sd/-
(Parth Prateem Sahu)
Judge

Balram