CGHC010364072026 2026:CGHC:45627

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9500 of 2026

Vinod Tirki S/o Francis Tirki, Aged About 52 Years Resident Of Village Bhairoupur, P. S. And Tehsil Shankargarh, District Balrampur Ramanujganj (C.G.) H. M. Mo. Namnakala, Khrist Milan Ashram, P. S. Gandhinagar, Tehsil Ambikapur, District Sarguja C.G.

... Applicant

Versus

State Of Chhattisgarh Through The Station House Officer, Police Station Ambikapur, District Sarguja C.G.

... Respondent(s)

For Applicant	:	Mr. Pranjal Agrawal, Advocate
For Non-Applicant	:	Ms. Ritika Verma, P.L.

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

28.10.2026

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 applicant who has been arrested in connection with Crime No. 612/2026 registered at Police Station : Ambikapur, District :

Sarguja (C.G.) for the offence punishable under Sections 109(1) of BNS, Section 25 and 27 of Arms Act, 1979.

2. That the brief facts of the prosecution case, in a nutshell, are that on 04.09.2026, at about 2:17 PM, the complainant, Ayush Sonkar, along with his companions, Azad Sonkar and Aadi Sonkar, was present at Namnakala Mission Ground when the Applicant allegedly arrived with an airgun and fired at them with the intention of killing them, thereby causing a pellet injury near the complainant's throat. It is further alleged that the Applicant thereafter chased them with a scythe-like sharp-edged weapon. Consequently, on 04.09.2026, an F.I.R. bearing Crime No. 612/2026 was registered at Police Station Ambikapur, District Surguja (C.G.), against the Applicant for the alleged commission of offences punishable under Section 109(1) of the Bharatiya Nyaya Sanhita, 2023 (hereinafter referred to as the "BNS"), and Sections 25 and 27 of the Arms Act, 1959, on the basis of a written complaint lodged by Ayush Sonkar.

3. Learned counsel for the Applicant submits that the Applicant is innocent and has been falsely implicated in the present case. It is further submitted that, as per the medical report, the injuries sustained by the complainant are simple in nature, and no grievous injury has been reported. Learned counsel further submits that the nature of the injuries does not, by itself, conclusively establish the allegation of an attempt to commit murder. It is, therefore, contended that the Applicant deserves to

be enlarged on bail, subject to such terms and conditions as this Hon'ble Court may deem fit and proper.

4. Learned counsel for the State vehemently opposes the bail application and submits that the allegations levelled against the Applicant are serious in nature. It is contended that the Applicant allegedly fired at the complainant and his companions with an airgun with the intention of causing their death, resulting in a pellet injury near the complainant's throat. It is further alleged that the Applicant thereafter chased them with a scythe-like sharp-edged weapon. Learned counsel for the State submits that the nature of the allegations and the manner in which the alleged incident occurred demonstrate the gravity of the offence. It is further submitted that, despite the injuries being simple in nature, the same does not, by itself, negate the allegation of an attempt to commit murder. Accordingly, learned counsel for the State prays that, considering the gravity of the allegations, the bail application filed by the Applicant be rejected.

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

6. Having heard learned counsel for the Applicant and learned counsel for the State and upon perusal of the case diary and the material available on record, this Court is of the considered view that the Applicant may be enlarged on bail. The injuries sustained by the complainant are reported to be simple in nature. Without

expressing any opinion on the merits of the case, considering the facts and circumstances of the case, the nature of the injuries sustained by the complainant, and the overall material available on record, this Court is inclined to grant bail to the Applicant.

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

(a) he shall make himself available for interrogation by the police officer as and when required;

(b)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; and

(c) he shall not act in any manner which will be prejudicial to a fair and expeditious trial.

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

Sd/-
(Rakesh Mohan Pandey)
JUDGE

Saurabh