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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 8967 of 2026

1. Ajay Kumar Sahu S/o Krishna Kumar Sahu Aged About 21 Years Both Are R/o Village Khajari, P.S. Kedar Tehsil Sarangarh, District Sarangarh, Bilaigarh, C. G.

2. Mem Say Sahu S/o Mandaru Lal Sahu Aged About 20 Years R/o Village Khajari, P.S. Kedar Tehsil Sarangarh District Sarangarh Bilaigarh, C. G.

...Applicants

versus

1. State Of Chhattisgarh Through Thana In Charge, P.S. Chakradhar Nagar District Raigarh, C.G.

... Non-applicant

For Applicants	:	Mr. Rajendra Tripathi, Advocate
For Non-Applicant	:	Ms. Laxmeen Kashyap, Panel Lawyer

Hon’ble Shri Justice Rakesh Mohan Pandey

Order on Board

08.10.2026

1. This is the Second 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. 357/2025 registered at Police Station : Chakradhar Nagar, District : Raigarh (C.G.) for the offence punishable under Sections 303(2), 112(2) and 3(5) of Bhartiya Nyaya Sanhita, 2023.

2. As per the case of the prosecution, the complainant lodged a report on 11/08/2025 at the Chakardhar Nagar Police Station, Raigarh, alleging that a bike registered in the name of M Trans Logistics Pvt. Ltd., with registration number CG 13 AJ 3619, H.F. Deluxe, was stolen by some unknown person on 10/08/2025 at around 7:00 PM. The complainant stated that he had parked his bike on the side of the main road before entering Kamla Nehru Garden Park for a walk. However, when he returned at approximately 7:40 PM, the bike was missing. He searched the area but could not locate it. Consequently, he lodged the report. Subsequently, during the investigation, on 22/09/2025, secret information was received that some individuals near Boirdadar Chowk were keeping stolen bikes and looking for buyers. Upon raiding the location, the police recovered 16 stolen bikes from various places. During interrogation, memorandum statements of the individuals were recorded, and two bikes each were seized from the possession of both the applicants.

3. Learned counsel for the applicants submits that the earlier bail application, MCRC No. 9979 of 2025, was dismissed vide order dated 05.01.2026 on the ground that the applicants had failed to explain their criminal antecedents. He further submits that the applicants have five criminal antecedents of a similar nature, in all of which they have been acquitted, and the details thereof have been duly explained in Part-D (Criminal Antecedents) of the

present bail application. He also submits that the charge-sheet has already been filed, the applicants have been in custody since 23.09.2025, and the conclusion of the trial is likely to take some time; therefore, he prays that regular bail be granted to the applicants.

4. *Per contra*, learned State counsel opposes the bail application and submits that the stolen articles, namely two motorcycles recovered from each of the applicants, establish their active involvement in the commission of the aforementioned offence, therefore, the applicants are not entitled to the grant of regular bail

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

6. It appears that applicants have five previous criminal antecedents of similar nature wherein they have been acquitted by the competent criminal court. Furthermore, investigation is completed, charge-sheet has been filed and applicants have been in jail since 23.09.2025, the trial is likely to take sometime for its conclusion, I am of the opinion that the applicants are entitled to be released on bail in this case.

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

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

(b)they 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) they 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

Ajinkya