CGHC010365382026 2026:CGHC:46588

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 8736 of 2026

Satyam Sahu S/o Tekeshwar Sahu Aged About 19 Years R/o Salhebhat, P.S. Keregaon, District- Dhamtari (C.G.). **... Applicant**

versus

State of Chhattisgarh Through Police Station Kurud, District- Dhamtari (C.G.)

... Non-Applicant

For Applicant	**:**	Mr. Shubhang Tiwari, Advocate
For Non-Applicant/State	**:**	Mr. Kawaljeet Singh Saini, Deputy Government Advocate
For Objector	**:**	Mr. Pravin Kumar Jain and Ms. Swarnim S. Kochar, Advocates

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

03/11/2026

1. This is the first bail application arising out of Crime No. 321/2025, registered at P.S. Kurud, District Dhamtari for offences punishable under Sections 103(1) and 3(5) of the Bharatiya Nyaya Sanhita and Sections 25 and 27 of the Arms Act.

2. The prosecution story, in brief, is that on 07.12.2025 at around 10:00 PM, the deceased Rohit Kumar Nag, aged 23 years, son of late Ramadhar Nag, resident of Thelkabod, P.S. Kanker, District Kanker, while at village Semra B, near the pond in front of Gopal Dhimar's

house, objected to being verbally abused by some individuals on the road. He was caught by Chandrashekhar Sahu, Jhannu Dhruv, one juvenile (residents of village Donar), and Manish @ Mani Rokda along with another companion. All of them collectively assaulted him with hands and fists. Chandrashekhar Sahu struck him on the head with an iron pipe, while Manish Rokda stabbed him near the stomach and left thigh. When family members intervened, the accused threatened to kill them by displaying a firearm (pistol/gun). Upon seeing other relatives, the accused fled away from the spot. The injured Rohit Nag was taken to Hospital, with severe injuries to his head, chest, abdomen, and thigh and during the course of treatment, on 08.12.2025, he died. A zero-number case was initially registered at the Police Assistance Centre, Dhamtari. Inquest proceedings were conducted, and postmortem was conducted. As per the post mortem report, mode of death is coma due to rupture of small intestine and liver caused by stab wound and nature of death is homicidal. The regular crime number was registered, offences under Sections 103(1) and 3(5) of the BNS were incorporated, and investigation commenced. During investigation, statements of eyewitnesses and relatives of the deceased were recorded, and blood-stained as well as plain soil were seized from the scene of occurrence. Upon apprehension, accused persons (1) Chandrashekhar @ Johnny Sahu, (2) Jhannu Dhruv, and (3) Juvenile confessed to the crime. Pursuant to their disclosure statements recorded under Section 23 of the Bharatiya Sakshya Adhiniyam, an iron pipe, the clothes worn at the time of the incident, and a mobile phone were seized from Chandrashekhar Sahu; clothes worn at the time of the incident, a mobile phone, a bachi/button knife, and a blue Honda Activa scooter (bearing registration No. CG 05 AM 1482) were seized from Jhannu Dhruv; and clothes worn at the time of the incident along with age-verification documents were seized from juvenile. Sections 25 and 27 of

the Arms Act were consequently added. Accused Chandrashekhar Sahu and Jhannu Dhruv were formally arrested on 09.12.2025 at 21:00 hrs and 21:10 hrs respectively. The child in conflict with law was placed under custody on 09.12.2025 at 21:20 hrs after preparation of his Social Investigation Report. Subsequently, accused Manish @ Mani Rokda and his companion Satyam Sahu were apprehended and interrogated. Both confessed to their involvement. Pursuant to their memorandum statements under Section 23 of the BSA, disclosures were made regarding the clothes worn during the incident and the disposal of an air gun by throwing it from a moving train en route to Nagpur. A Honda Activa scooter (bearing registration No. CG 05 AQ 1562) was seized on production by Satyam Sahu. Both accused were arrested on 16.12.2025 at 15:00 hrs and 15:10 hrs respectively and remanded to judicial custody. Upon completion of investigation, a regular charge-sheet was filed before the competent court against the adult accused, and a supplementary charge-sheet was submitted before the Juvenile Justice Board, Dhamtari, against the child in conflict with law.

3. Learned counsel for the applicant submits that the applicant is a young boy and a student of Class 12. It is contended that he has falsely been implicated in this case and his name does not feature in the initial FIR. The main allegations of assault and use of a knife are directed against co-accused persons. The charge-sheet has already been filed, the applicant has no criminal antecedents, and the trial is likely to take time to conclude, therefore, the applicant may be enlarged on bail.

4. On the other hand, learned State counsel opposes the application and submitted that the applicant was actively involved in the commission of the offence. The FIR was lodged against four named individuals and one other person. It is submitted that the present applicant was identified by prosecution witnesses (Yadram Dhimar, Gopal Dhimar, Punam Ram Dhimar, Devvrat Dhimar, and Smt. Chandrakala Dhimar). It

is further contended that though certain witnesses did not initially name the applicant, in their statements recorded under Section 180 of the Bharatiya Nagarik Suraksha Sanhita, but they categorically stated that another person accompanied co-accused Chandrashekhar @ Johnny Sahu, Jhannu Dhruv, and Manish Rokda. Given the applicant's active participation in the murder of Rohit Nag; thus, he does not deserve to be released on bail.

5. Heard learned counsel for the parties and perused the case diary as well as the charge-sheet.

6. Taking into consideration the fact that the FIR was lodged against four named persons and another unidentified individual; co-accused Chandrashekhar Sahu @ Johnny Sahu and the juvenile initially arrived, assaulted the deceased with an iron pipe, fled, and returned shortly thereafter with other co-accused persons armed with an iron pipe and knife; the deceased sustained fatal stab injuries to his abdomen and died during the course of treatment; the incident was witnessed by Yadram Dhimar, Gopal Dhimar, Punam Ram Dhimar, Devvrat Dhimar, and Smt. Chandrakala Dhimar; and the present applicant was identified by witnesses as an active participant; as per the postmortem report, the deceased sustained a deep wound on the left side of the abdomen causing protrusion of the small intestine, a stab wound on the upper part of the left thigh, and a fracture of the lower right limb. The cause of death was coma due to rupture of the small intestine and liver, and the death was homicidal.

7. Considering the gravity of the offence, the manner in which the offence was committed, the specific role attributed to the applicant, the recoveries of articles used in the commission of offence from the instance of the accused persons, and the statements of eyewitnesses recorded under Section 180 of the BNSS, this Court is not inclined to

extend the benefit of bail to the applicant. Accordingly, the bail application is hereby **rejected**.

Sd/-

Rakesh Mohan Pandey
JUDGE

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