CGHC010367552026 2026:CGHC:45355

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 8930 of 2026

1 - Sagar Chandrakar S/o Bheekham Chandrakar Aged About 21 Years R/o Village Kaaridadar, P.S. Chura, Distt. Gariyaband, Chhattisgarh.

... Applicant(s)

versus

1 - State Of Chhattisgarh Through P.S. Chura, Distt. Gariyaband, Chhattisgarh.

... Respondent

For Applicant	:	Mr. Anshul Tiwari, Advocate
For Respondent/State	:	Mr. Sourabh Sahu, P.L.

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

27.10.2026

1. The applicant has preferred this Second Bail Application under Section 483 of the BNSS, 2023 for grant of regular bail, as he has been arrested in connection with Crime No. 103/2026, registered at Police Station Chura, District Gariyaband (C.G.) for the offence punishable under Sections 74, 331(4) of BNS and 8 of POCSO and 3(2)(va) of SC/ST (Prevention of Atrocity) Act 1989.

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2. First Bail Application was dismissed as withdrawn vide order

dated 11.09.2026 in MCRC No. 7171 of 2026.

3. The case of the prosecution, in brief, is that the victim herself lodged an FIR on 26.05.2026, alleging that on the intervening night of 22.05.2026, at about 11:00 p.m., while she was sleeping alone in her room, the present applicant entered her room and touched her in an inappropriate manner. It is further alleged that the victim raised an alarm, upon which her uncle, aunt and grandmother rushed to the room. It is also alleged that on 23.05.2026 and 24.05.2026, the present applicant again entered the victim's room. On the basis of the said complaint, the police registered the aforesaid offences.

4. In pursuance of the notice dated 23.09.2026 issued to the victim, the victim and her father appeared before this Court today through video conferencing from the concerned DLSA and consented to the release of the applicant on bail.

5. Learned counsel appearing for the applicant submits that there was a dispute between the complainant party and the family members of the applicant. He further submits that on 26.05.2026, at about 7:00 a.m., the complainant party allegedly assaulted the applicant, causing him to sustain a head injury, whereas, on the same day, at about 7:34 p.m., the victim lodged the FIR against the present applicant. In this regard, the applicant lodged a written complaint with the police on 27.05.2026 to the incident of assault; however, no heed was paid to the same. He further

submits that the applicant has no criminal antecedents, the charge-sheet has already been filed, and he has been in custody since 26/27.05.2026. He, therefore, prays for grant of bail to the applicant.

6. Learned State Counsel opposes the bail application and submits that the victim has already been examined and has supported the case of the prosecution. He further submits that the applicant sexually harassed the victim and that the allegations against him are serious in nature. He, therefore, prays for rejection of the bail application.

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

8. Having considered the facts and circumstances of the case, particularly the fact that the FIR was lodged by the victim on 26.05.2026 against the present applicant, whereas the applicant subsequently lodged a written complaint on 27.05.2026, and further considering the fact that the victim has already been examined and has supported the case of the prosecution by making serious allegations of sexual harassment against the applicant, I do not find any good ground to enlarge the applicant on bail. Accordingly, the bail application filed by the applicant is **rejected.**

Sd/-

(Rakesh Mohan Pandey)
Judge

Jyoti