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HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 1560 of 2026

- Ashok Kosle S/o Late Firatram Aged About 28 Years R/o Ward No. 14, Rachhabhantha, Nawagarh, Police Station And Tehsil Nawagarh, District- Janjgir- Champa (C.G.)

... Applicant

versus

- State Of Chhattisgarh Through Station House Officer, Mahila Police Station Janjgir, District- Janjgir- Champa (C.G.)

... Respondent

For Applicant	:	Ms. Shruti Dewangan, Advocate
For Respondent-State	:	Ms. Sunita Manikpuri, Dy. Adv. General

Hon'ble Shri Parth Prateem Sahu, Judge

ORDER ON BOARD

30/10/2026

1. Applicant has preferred this application under Section 482 of Bhartiya Nagrik Suraksha Sanhita, 2023 for grant of anticipatory bail as he apprehends his arrest in connection with Crime No. 20/2026 registered at Police Station- Mahila Police Station, District Janjgir-Champa (C.G.) for the offence punishable under Sections 296, 115(2), 74, 332(b), 351(3), 3(5) of Bhartiya Nyaya Samhita, 2023 and Section 8 of POCSO Act.

2. Case of prosecution, in brief, is that on 25.07.2026, when the parents of minor victim was were gone to attend some function, she was preparing food with her younger sister at home, applicant/accused Ashok Kosle and other co-accused persons allegedly arrived at her house, abused her family members and threatened to kill her father. When the victim came out of the house, the accused persons abused and threatened her and her family, compelling her to retreat inside out of fear. Thereafter,

applicant allegedly entered the house, caught hold of her hand, dragged her and pressed her neck against the wall. He also allegedly touched her inappropriately on her chest and back and pulled her by her hair before dragging her outside. Meanwhile, he held both her hands behind her back, while co-accused Divya and Manisha allegedly abused and assaulted her. Subsequently, the victim lodged a report against the applicant and other accused persons at Women Police Station, Janjgir based on which aforementioned crime was registered.

3. Learned counsel for the applicant would submit that applicant has been falsely implicated only as a counter blast because applicant has lodged a report in the concerned police station about causing damage to his tea stall which he was running on the side of the road. The incident is dated 25.07.2026. After registeration of F.I.R. against complainant party, false report has been submitted in the police station against applicant and his family members on 29.07.2026, after about 4 days only to implicate the applicant in grievous offence. Applicant has not committed any offence as alleged. There is no criminal antecedent against applicant. Hence, he may be enlarged on anticipatory bail.

4. On the other hand, learned State counsel opposes the submission of counsel for applicant and would submit that as per allegation, applicant along with Divya and Manisha Kosley entered into the house of complainant, abused and assaulted the complainant and as per allegation applicant has inappropriately touched the complainant. She further submits that as per the observation made by this Court during proceeding, case diary of Crime No. 231/2026 is also called for and according to the F.I.R., complaint was lodged by Ashok Kosle (present applicant) on 25.07.2026 thereafter investigation was done on 09.10.2026, statement has been recorded, *nuksani panchnama* has been

prepared and seizure is made from Kavita Kosley (complainant in instant crime).

5. Pursuant to the notice issued on 23.09.2026, father of victim appeared before this Court on 05.10.2026 and raised objection in grant of bail to applicant.

6. I have heard learned counsel for the respective parties and also perused the documents enclosed along with bail application.

7. On due consideration of the facts and circumstances of the case, nature of allegation, submission of learned counsel for the parties, and further considering the fact that report is lodged by applicant on 25.07.2026 of the incident occurred on 25.07.2026 of causing damage of tea stall wherein the report was lodged on 29.07.2026 making allegation of commission of offence on 25.07.2026 and that there is no criminal antecedent against applicant, without commenting anything on merits, I am inclined to allow this anticipatory bail application.

8. Accordingly, application is allowed and it is directed that in the event of arrest of applicant in connection with the crime in question (20/2026), he shall be released on anticipatory bail by the Officer arresting him on his executing a personal bond in the sum of ₹25,000/- with one surety in the like sum to the satisfaction of the concerned arresting Officer. Applicant shall also abide by the following conditions:

(i) that the applicant shall make himself available for interrogation before the Investigation Officer as and when required;

(ii) that the applicant 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/her from disclosing such facts to the Court or to any police officer;

(iii) that the applicant shall not act, in any manner, which will be prejudicial to fair and expeditious trial; and

(iv) that the applicant shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial.

9. 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

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