CGHC010371892026 2026:CGHC:46232

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HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 8921 of 2026

*** -** Vaibhav Bharti @ Dabbhu S/o Uttara Kumar Tandan, Aged About 30 Years Resident Of Sargabundia, Imli Bhatha, Police Station Urga, District Korba (Chhattisgarh).

... Applicant

Versus

*** -** State Of Chhattisgarh Through Police Station Urga, District Korba, Chhattisgarh.

... Non-Applicant

For Applicant	**:**	Mr. Ayush Verma, Advocate holding the brief of Mr. Jaipal Singh Bhogal, Advocate
For Non-Applicant	**:**	Mr. Dharmesh Shrivastava, Deputy Advocate General

Hon'ble Shri Justice Rakesh Mohan Pandey
Order on Board

02/11/2026

1. This is the first bail application filed under under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the applicant, who has been arrested in connection with Crime No.248 of 2024 registered at Police Station Urga, District Korba, Chhattisgarh for commission of offence punishable under Sections 302, 120-B & 34 of IPC.

2. As per case of prosecution, deceased- Vikas Agrawal aged about 28 years was brought dead to District Hospital, Korba on 16.02.2020 and during merg inquiry, statements of witnesses were recorded.

Postmortem was conducted wherein it was found that in furtherance of criminal conspiracy and common intention poisonous substance was administered in the liquor which was consumed by the deceased resulting his death. It is alleged that the present applicant and co-accused namely Jitendra @ Pappu Masih administered the poison. F.I.R. was registered on 30.06.2024 after 04 years & 04 months. It is submitted that the co-accused was arrested on 31.07.2026, whereas the present applicant was arrested on 01.08.2026.

3. Learned counsel appearing for the applicant would submit that the deceased- Vikas Agrawal died on 16.02.2020, F.I.R. was registered on 30.06.2024 and he was arrested on 01.08.2026, whereas the applicant was working as Teacher in Zipsa Academy College. He would contend that there is no incriminating material against the present applicant, charge-sheet has already been filed, the applicant has no criminal antecedent and he is in jail since 01.08.2026, therefore, this bail application may be allowed.

4. On the other hand, learned Deputy Advocate General appearing for the State/non-applicant would oppose. Learned Deputy Advocate General would contend that the deceased- Vikas Agrawal had ill-eyes on sister of the present applicant and that was the motive to commit murder of Vikas Agrawal. He would submit that mother and sister-in-law of the deceased were threatened by the present applicant and co-accused and thereafter F.I.R. was registered. He would contend that the bail application of the present applicant deserves to be rejected.

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

6. It appears that F.I.R. was registered against the present applicant on 30.06.2024 when threatening were extended by the present applicant and co-accused and it was stated by them before the mother of the deceased that they would commit her murder as they had committed murder of Vikas Agrawal. Except this piece of oral statement of the present applicant, which was made before the mother and sister-in-law of the deceased, there is no incriminating material against the present applicant. F.I.R. was registered after 04 years, the applicant was arrested after 02 years from the date of registration of F.I.R., whereas according to case of applicant, he was working on the post of Teacher in a Private College, charge-sheet has already been filed, the applicant has no criminal antecedent and he is in jail since 01.08.2026, without commenting anything on merits of the case, I am inclined to grant regular bail to the applicant. Accordingly, the bail application filed by the applicant is **allowed**.

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

I. 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/her from disclosing such fact to the Court;

II. He shall not act in any manner which will be prejudicial to a fair and expeditious trial;

III. He shall appear before the trial Court on each and every date given to him by the said Court till the disposal of the trial; and,

IV. He shall not involve himself in any offence of a similar nature in future.

8. The observation made in the course of this order is only for considering the case of the applicant on the application for the grant of regular bail. The concerned trial Court shall not be influenced or bound by any observation made in the course of this order.

9. Certified copy as per rules.

Sd/-
(Rakesh Mohan Pandey)
Judge

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