CGHC010374922026 2026:CGHC:45934

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HIGH COURT OF CHHATTISGARH AT BILASPUR

CRR No. 1303 of 2026

- Juvenile In Conflict With Law (Description Of Applicant And His Legal Guardian Is Mentioned In Closed Envelope)

... Applicant

versus

- State Of Chhattisgarh Through S.H.O. Police Station - Mahasamund, District - Mahasamund Chhattisgarh

... Non-Applicant

For Applicant : Mr. Vaibhav A. Goverdhan, Advocate
For State/Non-Applicant : Mr. Sharad Mishra, Government Advocate

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Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

30.10.2026

1) This criminal revision has been preferred against the order dated 21.08.2026 passed in Criminal Appeal No. H 92/2026 by the learned Children Court, Additional Sessions Judge (FTC), Mahasamund (CG) dismissing the appeal filed by the applicant and upholding the order of the Juvenile Justice Board, Mahasamund rejecting the bail application of the applicant filed under Section 12 of the Juvenile Justice (Care and Protection of Children) Act, 2015 in connection with offence under Sections 296, 109(1), 3 (5) of BNS.

2) As per the prosecution story, on 08.06.2026, the complainant Yogendra Vaishnav, lodged a report alleging that while he was returning with his friend Akash Tiwari, they were chased by the accused persons. During altercation, co-accused Purvash handed over a knife to applicant, who attempted to stab Tomendra Chandrakar, causing an injury on his back. Thereafter, all the accused persons fled from the spot. On such complaint, Police registered aforesaid offence against the applicant.

3) An application under Section 12 of Juvenile Justice (Care And Protection of Children) Act, was moved before the Principal Magistrate, Juvenile Justice Board, Mahasamund and same was rejected vide order dated 10.08.2026 thereafter appeal was preferred before the learned Additional Sessions Judge (FTC) Mahasamund and the same was also dismissed vide order dated 21.08.2026 on the ground that the applicant needs reformation as well as observation.

4) Mr. Vaibhav A. Goverdhan, learned counsel appearing for the applicant submits that the age of the applicant is 14 years 10 months, he is in observation home since 27.07.2026 and in social status report there is no adverse remarks against him. He prays for grant of bail by setting-aside the orders of the Courts below.

5) On the other hand, learned State counsel opposes the arguments advanced by Mr. Goverdhan and he submits that minor juvenile has inflicted knife injuries to the victim. He further submits that according to the medical report the injuries are grievous in nature.

6) I have heard learned counsel for the parties and perused the record as well social status report.

7) Having considered the fact that the applicant is in observation home since 27.07.2026, he is aged about 14 years 10 month, in the social status report there is nothing adverse remark against him, victim remained hospitalized for only five days, I am inclined to allow this Criminal Revision, consequently, order dated 21.08.2026 passed by the learned Children Court, Additional Sessions Judge (FTC), Mahasamund and order dated 10.08.2026 passed by Principal Magistrate, Juvenile Justice Board, Mahasamund are hereby **set-aside.**

8) Accordingly, the application for grant of bail to the applicant is allowed. It is directed that on furnishing of a personal bond in sum of Rs. 50,000/- by natural guardian of the applicant with one surety in the like sum to the satisfaction of the concerned Court, for appearance of the applicant as and when directed, the applicant shall be given in custody of his natural guardian/ father.

Sd/-

(Rakesh Mohan Pandey)
JUDGE

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