CGHC010375102026 2026:CGHC:46675

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9235 of 2026

Yashwant Yadav @ Sunny S/o Ram Lal Yadav Aged About 27 Years R/o Shyam Nagar Camp 02, Bhilai Durg District Durg Chhattisgarh.

... Applicant

versus

State Of Chhattisgarh Through P.S. Chhawani, District Durg Chhattisgarh.

... Non-Applicant

Digitally signed by ALLENA ANJANI KUMAR
Date: 2026.11.04 17:08:07 +0530

For Applicant	:	Shri Gautam Khetrapal and Shri Aman Tamrakar, Advocates.
For Non-Applicant/State	:	Shri Akash Agrawal, Panel Lawyer.

(HON'BLE SHRI JUSTICE RAKESH MOHAN PANDEY)

Order on Board

04/11/2026

1. This is the **First bail application** filed under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the applicant, who has been arrested in connection with Crime No.297/2026 registered at Police Station Chhawani, Durg (C.G.), for the offence punishable under Sections 109, 296, 351(3), 118(1), 3(5) of Bhartiya Nyay Sanhita, 2023 (for short, the BNS) and Sections 25 & 27 of the Arms Act.

2. As per the case of the prosecution, complainant – Mohammad Danish lodged an F.I.R. on 06.05.2026 to the effect that on 05.05.2026 at about 10:10 pm, the present applicant and other co-accused persons, namely, Tarun Yadav, Yashwant Yadav (present applicant), Shahrukh

Khan and Chandan Yadav stopped him and assaulted with a sword, hands and fists. It is alleged that the complainant sustained stab injury on his chest, which was grievous and life threatening in nature. On such complaint, the police registered the offence against the applicant, as stated above.

3. Learned counsel for the applicant would argue that the allegation of assault with sharp-edged weapon is against Tarun Yadav. He would contend that in the present case, charge-sheet has been filed; applicant is in jail since 06.05.2026; he has only one active criminal antecedent registered in the year 2026 and other three cases have already been disposed of and that, conclusion of the trial is likely to take some considerable time. Therefore, he would pray that the bail application may be allowed and the applicant may be enlarged on bail.

4. On the other hand, learned counsel for the State would oppose the submissions advanced by the learned counsel for the applicant. He would submit that the present applicant and other co-accused persons, in furtherance of their common intention, assaulted the complainant by sharp-edged weapon, hands and fists and in the said incident, the injured had sustained grievous and life threatening injury. It is also contended that there are total 5 criminal antecedents, therefore, the bail application deserves to be rejected.

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

6. In Part-D of the bail application, the applicant has explained criminal antecedents. Perusal of Part-D of bail application would reveal that out of five cases, three cases have been disposed of; one case, i.e., Crime No.382/2025 was not registered against him whereas Crime

No.42/2026 is pending consideration before the concerned trial Court. Perusal of F.I.R., statement of injured recorded under Section 180 of B.N.S.S. would make it clear that the stab injury was inflicted by co-accused Tarun Yadav and allegation against the present applicant is that he along with other co-accused persons, assaulted the injured with hands and fists. Further, taking note of the fact that charge-sheet has been filed; applicant is in jail since 06.05.2026 and conclusion of trial may take some considerable time, without commenting anything on merits of the matter, I am inclined to grant bail to the applicant. Accordingly, the instant bail application is **allowed.**

7. It is directed that the applicant shall be released on bail on his furnishing a **personal bond** in sum of Rs.50,000/- with one surety in the like sum to the satisfaction of the Court concerned with 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 from disclosing such fact to the Court;
(ii) he shall not act in any manner which will be prejudicial to 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 disposal of the trial.

8. The observation made herein above is for the purpose of deciding this bail application only and the trial Court shall decide the case on its own merits.

Sd/-

(Rakesh Mohan Pandey)
JUDGE

Anjani