CGHC010384312026 2026:CGHC:46590

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9215 of 2026

- Ajit Chauhan Alias Lala S/o Shri Paras Chauhan Aged About 23 Years R/o Ward No. 8, Village Jhilmila Thana- Saraipali Distt- Mahasamund (C.G.)

... Applicant

versus

- State Of Chhattisgarh Through The Station House Officer, Aarakshi Kendra Saraipali Distt- Mahasamund (C.G.)

... Non-Applicant

For Applicant : Mr. Sumit Shrivastava, Advocate
For State : Ms. Ankita Shukla, Panel Lawyer

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

03.11.2026

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. 301/2025 registered at Police Station Saraipali, District Mahasamund (C.G.), for the offence punishable under Sections 309(4), 311 of BNS and Sections 25, 27 of Arms Act.

2. As per the prosecution case, on 23.10.2025 at about 04:30 PM, the present applicant along with two co-accused persons, allegedly intercepted the complainant, namely Basant Sahu in the washroom of Sohan Lal Petrol Pump and robbed him of Rs. 750/- by threatening him with dire consequences and displaying country-made pistol and knife. On such

complainant, case was registered against the applicant and co-accused persons for aforesaid offence.

3. Learned counsel for the applicant submits that the applicant has falsely been implicated in the present case and has been arrested merely on suspicion, without any substantial evidence against him. He further submits that applicant is in jail since 26.10.2025, charge-sheet has been filed and trial is likely to take some time to conclude. He would submit that applicant has only one live criminal antecedent, which was registered in the year 2022 and other cases have already been disposed of. It is also contended that co-accused has already been granted bail by this Court in MCRC No. 5516 of 2026 and the applicant is entitled for grant of bail on the ground of parity. He would pray for grant of bail to the present applicant.

4. On the other hand, learned counsel for the State would oppose the bail application and submit that five criminal antecedents have been reported against the applicant, out of which one case, registered in the year 2022, is still pending against him. She further submits that applicant along with co-accused persons, allegedly committed robbery by threatening the complainant with a country-made pistol and knife, therefore, he is not entitled for grant of regular bail in the present case.

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

6. Having considered the facts and circumstances of the case, nature and gravity of allegation levelled against the present applicant and fact that only one criminal antecedent, registered in the year 2022, is presently pending against him, while remaining cases have already been disposed of. Further

taking note of the fact that co-accused has already been enlarged on bail in MCRC No. 5516 of 2026 vide order dated 23.06.2026, charge-sheet has been filed and applicant is in jail since 26.10.2025, without expressing any opinion on merits of the case, I am inclined to allow this bail application.

7. Accordingly, the regular bail application is allowed and 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 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.

Sd/-
(Rakesh Mohan Pandey)
JUDGE

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