CGHC010386002026 2026:CGHC:46323

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No.1672 of 2026

1 - Narayan Prasad Tiwari S/o Late Labho Prasad Tiwari Aged About 42 Years (Now 47 Years) R/o Village Ghothala Bade, Taluka Sarangarh (Wrongly written as Sasrangarh), District Raigarh (Now Sarangarh-Bilaigarh) Chhattisgarh

Applicant (s)

versus

1 - State Of Chhattisgarh Through The Station House Officer, Police Of Police Station Sarangarh, District Raigarh (Now Sarangarh-Bilaigarh) Chhattisgarh

Respondent(s)

For Applicant (s)	:	Mr. Shikhar Sharma, Advocate
For Respondent (s)	:	Mr. Krishna Gopal Yadav, Dy. GA

Hon'ble Mr. Justice Naresh Kumar Chandravanshi

Order on Board

02.11.2026

1. This is the second anticipatory bail application under Section 482 of the BNSS, 2023 filed by the applicant, who is apprehending his arrest in connection with Crime No.137/2022, registered at Police Station Sarangarh, District Raigarh (C.G.) for commission of the offence punishable under Sections 420, 419 & 34 of IPC.

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2. The first bail application of the applicant bearing MCRCA No.543/2022 was rejected on merits by this Court vide order dated 13.07.2022.

3. Facts of the case, in brief, are that the applicant along with co-accused persons namely Naresh Jaiswal and Narendra Dewangan took Rs.7 lakh in three installments from complainant Seetaram Sahu on false promise of providing job to Shubham Sahu, son of the complainant, but they could not provide him job. The applicant and other co-accused persons have also taken huge amount from Deendayal Patel, Shivanand Sahu and Awadhram Patel and other persons, in total 22 persons on the promise of providing them/their relatives job in the Railway Department. It is further alleged that the accused persons have not only opened fake office rather they have also created forged website in the name and style of 'www.railwayaapada.org'. They have also called about 300 persons for interview and demanded Rs.1,50,000/- from them. They have also obtained huge amount from various aspirants, but they could not provide them job. The Railway Department has also stated that the alleged website is forged and office of accused persons is also fake. Hence, FIR was lodged against the applicant and other co-accused persons for the offence under Sections 419, 420 & 34 of IPC. After investigation, charge sheet has been filed against accused persons i.e. Narendra Dewangan @ Pankaj Sharma and Ritesh Sharma @ Nitesh Sharma showing the present applicant to be

absconder.

4. Learned counsel for the applicant submits that the applicant himself is the victim, as other accused persons obtained money from him also in the name of providing him job. He further submits that the applicant has been falsely implicated in the instant case, as even after getting money from the applicant by the accused Narendra Kumar Dewangan @ Pankaj Sharma, he could not provide him job and instead gave him cheque worth Rs.10 Lakhs for refund of the money, but the same has been bounced, therefore, the applicant filed application under Section 138 of the Negotiable Instruments Act against the accused Narendra Kumar Dewangan @ Pankaj Sharma. Hence, the applicant may be granted the benefit of anticipatory bail.

5. Per contra, learned counsel for the State opposes the bail application and submits that the applicant is the prime accused and the FIR was lodged by the complainant in the name of the applicant. He further submits that the complainants Sitaram Sahu and Awadh Ram Patel have categorically stated in their report/statement that the applicant had received huge amount from them to provide them/their relatives job in the Railway Department and no new ground has been raised by the applicant to entertain his repeat bail application. Hence the repeat anticipatory bail application may be rejected.

6. Heard learned counsel for the parties and perused the material available on record including the case diary.

7. The first anticipatory bail application of the applicant was rejected by this Court vide order dated 13.07.2022 and since thereafter neither any change in the circumstances occurred nor any new ground has been raised by the applicant to grant him anticipatory bail in the second round of litigation. Further, the applicant has not only been named in the FIR by the complainants Sitaram Sahu and Awadh Ram Patel, but they have also stated in their police statement about the active participation of the applicant in the crime in question. The facts demonstrate that the accused persons have not only opened website in the false and fabricated name of Railway, rather they have also opened fake office and called huge number of aspirants for interview. Thus, having considered the above said aspects of the matter, this Court is not inclined to grant anticipatory bail to the applicant.

8. Accordingly, the second anticipatory bail application is rejected.

Sd/-

Naresh Kumar Chandravanshi
Judge

Nirala