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HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 1634 of 2026

1. Sheikh Neha W/o Sheikh Jiyaul Rahman Aged About 43 Years R/o Behind Nagar Palika Ward No. 10, Sharda Chouk Janjgir District Janjgir Champa Chhattisgarh. Police Station Janjgir District Janjgir Champa Chhattisgarh.
2. Sheikh Ziaul Rahman S/.O Sheikh Fayej Ali, Aged About 43 Years R/o Behind Nagar Palika Ward No. 10, Sharda Chouk Janjgri Disrict Janjgir Champa C.G. Police Station Janjgir District Janjgir Champa Chhattisgarh.

... Applicants

versus

- State Of Chhattisgarh Through Police Station Kotwali Korba District District Korba Chhattisgarh.

... Respondent

For Applicant	:	Mr. Sumit Jhawar, Advocate
For Respondent-State	:	Mr. Aman Tamrakar, Panel Lawyer

Hon'ble Shri Parth Prateem Sahu, Judge

ORDER ON BOARD

05/10/2026

1. Applicants have preferred this application under Section 482 of Bhartiya Nagrik Suraksha Sanhita, 2023 for grant of anticipatory bail as they apprehend their arrest in connection with Crime No. 446/2026 registered at Police Station- Kotwali, District Korba (C.G.) for the offence punishable under Section 296, 115(2), 351(3), 192, 332(C) and 109 of BNS, 2023.

2. Case of prosecution, in brief, is that the complainant has lodged a report at Kotwali Police Station, Korba on 18.05.2026 at about 10:00 pm that the present applicants and other co-accused persons entered the house of complainant, abused her obscenely, threatened to kill her and beat her with sticks and rods, due to which the complainant and others got injured.

On this basis an F.I.R. has been lodged against the present applicants and other accused persons.

3. Learned counsel for the applicants would submit that the allegation levelled against applicants is false and baseless, they have been falsely implicated in the crime. There is no allegation of assaulting the complainant, hence, they may be enlarged on anticipatory bail.

4. On the other hand, learned State counsel opposes the submission of counsel for applicants and submits that due to some civil dispute between the present applicants and the complainant party when complainant party refused to enter into the settlement, applicants along with other co-accused persons have abused and assaulted the complainant party and according to the report of doctor the injuries suffered by them were dangerous to life. He also submits that applicant No. 2 assaulted by means of club.

5. Upon putting specific query, learned State counsel submits that as per the allegation, applicant No. 1-Sheikh Neha was present at the time of incident and assaulted by means of hand and fist. There is no criminal antecedent against applicant No. 1. He also pointed out that the anticipatory bail application of co-accused persons namely Naina Goswami @ Preeti Giri Goswami and Jacob Kumar Yadav has been rejected in MCRCA No. 1406 of 2026 vide order dated 25.08.2026.

6. I have heard learned counsel for the respective parties and also perused the documents enclosed along with bail application.

7. On due consideration of the facts and circumstances of the case, nature of allegation, submission of learned counsel for the parties, the anticipatory bail application so far as it relates to **applicant No. 2-Sheikh Ziaul Rahman** is **rejected**.

8. Further, upon considering the nature of allegation and alleged participation of applicant No. 1- Sheikh Neha, assault by means of hand and fist and that she being a lady, she is having no criminal antecedent, without commenting anything on merits, I am inclined to allow this anticipatory bail application so far as it relates to applicant No. 1.

9. Accordingly, application with respect to applicant No. 1 is **allowed** and it is directed that in the event of arrest of **applicant No. 1- Sheikh Neha**, in connection with the crime in question (446/2026), she shall be released on anticipatory bail by the Officer arresting her on her executing a personal bond in the sum of ₹25,000/- with one surety in the like sum to the satisfaction of the concerned arresting Officer. Applicant shall also abide by the following conditions:

(i) that the applicant shall make herself available for interrogation before the Investigation Officer as and when required;

(ii) that the applicant 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 facts to the Court or to any police officer;

(iii) that the applicant shall not act, in any manner, which will be prejudicial to fair and expeditious trial; and

(iv) that the applicant shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial.

10. Office is directed to send a certified copy of this order to the trial Court concerned for necessary information and compliance forthwith.

Sd/-

(**Parth Prateem Sahu**)
JUDGE

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