CGHC010388242026 2026:CGHC:45113

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 1707 of 2026

1 - Prakhar Bajpai S/o Rajesh Bajpayee Aged About 32 Years R/o Bajpayee Gali Ward No. 9, Sarangarh, Thana And Tehsil, Sarangarh Distt. Sarangarh Bilaigarh, Chhattisgarh.

--- Applicant

versus

1 - State Of Chhattisgarh Through Police Station Sarangarh, Distt. Sarangarh Bilaigarh, Chhattisgarh.

--- Respondent

(Cause title is taken from CIS system)

For Applicant : Mr. Rohan Shukla, Advocate

For Respondent/State : Ms. Prachi Singh, P.L.

Hon'ble Shri Justice Parth Prateem Sahu

Order On Board

26/10/2026

BALRAM PRASAD DEWANGAN

Digitally signed by BALRAM PRASAD DEWANGAN

1. This is the first bail application filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of anticipatory bail to the applicant who is apprehending his arrest in connection with Crime No. 411/2026 registered at Police Station – Sarangarh, District – Sarangarh - Bilaigarh (C.G.) under Sections 296, 115 (2), 351 (3), 109 (1), 3(5) of BNS.

2. As per the prosecution case, a report was made by complainant Sheetal Yadav alleging that on 30.08.2026 at about 6.20 AM, the accused persons, namely, Shubham Bajpayee, Satyam Bajpayee and present applicant, abused and assaulted him at Sarangarh Bus Stand. It is further alleged that when his brother, Yogeshwar Yadav,

intervened, accused Satyam Bajpayee attacked him with a knife, causing injury to the little finger of his right hand. The accused persons also allegedly threatened to kill the complainant and his brother.

3. Learned counsel for applicant submits that applicant is innocent and he has been falsely implicated in this case. He submits that according to the case of the prosecution, the quarrel took place on trivial issue of sending passenger in other bus and in that quarrel as per allegation, applicant also participated along with Shubham Bajpai and Satyam Bajpai and assaulted by means of hands and fists.. He was not aware about co-accused Satyam Bajpai that he was possessed with knife. He contended that quarrel took place suddenly and in heat of passion, he has also assaulted by means of hands and fists and not caused any grievous injuries. There is no other criminal antecedents against applicant. Hence, it is prayed that applicant may be extended the benefit of anticipatory bail.

4. Learned State counsel opposes the submission of learned counsel for applicant. She submits that other co-accused have been extended the benefit of bail is a regular bail. She however do not dispute the submission of learned counsel for applicant that as per allegation applicant assaulted by means of hands and fists. There is no other no criminal antecedents against applicant.

5. I have heard learned counsel for parties and perused the documents placed on record.

6. Taking into consideration the facts and circumstances of the case, the nature of allegation, submission made by learned counsel for respective parties, the manner in which the incident took place and the

fact that applicant has no previous criminal antecedents, without commenting anything on merits of the case, I am inclined to release the applicant on anticipatory bail.

7. Accordingly, the anticipatory bail application is allowed. It is directed that in the event of arrest of the applicant in connection with the aforesaid offence, he shall be released on anticipatory bail by the officer arresting him on his executing a personal bond in the sum of Rs.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 himself available for interrogation before the investigating 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.

Certified copy as per rules.

Sd/-
(Parth Prateem Sahu)
Judge

Balram