CGHC010391412026 2026:CGHC:45503

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9424 of 2026

Vijay Sen S/o Shri Krishna Sen Aged About 28 Years Occupation Salon Business, R/o Hari Nagar, Near Rajat Homes, Katulboard, Durg, Police Station Mohan Nagar, Durg, Tehsil And District Durg (Chhattisgarh).

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... Applicant

versus

State of Chhattisgarh Through Police Station Mohan Nagar, District Durg (Chhattisgarh).

... Non-Applicant

For Applicant	**:**	Mr. Ankush Soni, Advocate
For Non-Applicant	**:**	Mr. Vivek Sharma, Panel Lawyer

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

28/10/2026

1. This is the first bail application filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the applicant, who has been arrested in connection with Crime No. 600/2026 registered at Police Station Mohan Nagar, District Durg (C.G.), for the offences punishable under Sections 336(3), 340(2), 345(3), and 347(1) of the Bharatiya Nyaya Sanhita, 2023.

2. Case of the prosecution, in brief, is that the complainant, Monish Soni, lodged a written complaint alleging that a Toyota Yaris car bearing registration number CG 07/BZ-5226 is registered in his name at the Durg RTO office. It was alleged that for the past year, the said registration number was being misused on another unidentified vehicle, which came to

his notice upon receiving traffic challans (including an e-challan of ₹2,000/- from Odisha, where he had never visited) and toll deductions amounting to approximately ₹7,000/- to ₹8,000/-. On the basis of secret information that the said vehicle displaying the complainant's number was being used at Rajat Homes, Harinagar, Durg, the police initiated an inquiry, registered the FIR, seized the Toyota Yaris vehicle affixed with the alleged fake number plate, and arrested the present applicant on 25.08.2026.

3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the crime in question. He submits that the applicant is neither the owner nor the maker of the alleged fake number plate; rather, the vehicle belonged to and was in the control of one Rohit Kankaria, from whom the applicant had temporarily borrowed it on humanitarian grounds to transport his pregnant wife for antenatal check-ups and medical emergencies. It is contended that the applicant's wife is undergoing a high-risk pregnancy diagnosed with sickle cell heterozygous trait, requiring constant medical care and supervision, and there is no other adult member in the family to look after her. He further submits that the vehicle has already been seized, no further custodial interrogation is required, the applicant has no criminal antecedents, and he has been in custody since 25.08.2026. It is also submitted that similarly situated co-accused persons have already been extended the benefit of regular bail by this Court vide order dated 16.10.2026 passed in M.Cr.C. No. 9324 of 2026. Further, the trial is likely to take time, the applicant may be enlarged on bail.

4. On the other hand, learned counsel appearing for the State opposes the bail application and submits that the applicant was found in possession and use of the vehicle bearing a forged registration number plate. However, he does not dispute that the co-accused persons have already been enlarged on regular bail in M.Cr.C. No. 9324 of 2026 and that the applicant has no previous criminal antecedents.

5. Heard learned counsel for the parties and perused the case diary.

6. Taking into consideration the totality of the facts and circumstances of the case, nature and gravity of the allegations, particularly considering that the vehicle in question has already been seized, the applicant has no prior criminal history, he is in jail since 25.08.2026, and further taking into account that the co-accused persons have already been granted bail by this Court vide order dated 16.10.2026 in M.Cr.C. No. 9324 of 2026; further, conclusion of the trial is likely to take some time, without commenting on the merits of the case, this Court is inclined to release the applicant on regular bail. Accordingly, the bail application is **allowed**.

7. 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 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, and

(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.

The observation made hereinabove is for the purpose of deciding this bail application only, the trial Court shall decide the case on its own merits. **Sd/-**

Rakesh Mohan Pandey
JUDGE

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