CGHC010392112026 2026:CGHC:45625

**NAFR**

**HIGH COURT OF CHHATTISGARH AT BILASPUR**

**MCRC No. 9503 of 2026**

Deepak Kumar Chouhan Son Of Shankar Lal Chouhan, Aged About 24 Years Resident Of Village Gobarsingha, Police Station - Baramkela, Tehsil Saria, District Sarangarh Bhilaigarh C.G.

**... Applicant**

**Versus**

State Of Chhattisgarh Through Station House Officer, Police Station Saraipali, District - Mahasamund C.G.

**... Respondent(s)**

| | | |
|---|---|---|
| For Applicant | : | Mr. Sheshav Shekhar Barik, Advocate |
| For Non-Applicant | : | Mr. Dharmesh Shrivastava, P.L. |

**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 short 'BNSS') for grant of regular bail to the applicant who has been arrested in connection with Crime No. 341/2025 registered at Police Station Saraipali, District- Mahasamund (C.G.) for the offence punishable

under Sections 316(5), 3(5) of BNS.

**2.** Case of the prosecution, in brief, is that the complainant lodged a report alleging that the present applicant, along with other co-accused, being employees entrusted with collecting money from beneficiaries on behalf of the company, dishonestly misappropriated the amounts so collected by failing to deposit the same in the company's bank account. It is alleged that the present applicant Deepak Kumar in collusion with other co-accused, misappropriated a total amount of Rs. 22,66,645/- collected from various beneficiaries during different periods. On the basis of the said allegations, the concerned police registered the FIR against the applicant and the co-accused for the alleged offences, and the investigation was set into motion. Hence, the bail application.

**3.** Learned counsel for the applicant submits that the applicant has not committed any offence and they have been falsely implicated in offence in question. He further submits that the co-accused, namely, Pramod Mahant and Rohan Pradhan has already been granted bail by this Court vide common order dated 30.07.2026 in MCRC No. 5797 of 2026. The applicant is in jail since 10.07.2026, the applicant has no criminal antecedents, charge-sheet has not been filed and the trial is likely to take some time for its conclusion. Therefore, he prays for grant of bail to the applicant.

**4.** On the other hand, learned State Counsel opposes the bail application and submits that the charge-sheet has been filed in

the present case. He further submits that while working as an employee of the complainant company, the applicant collected Rs. 5,35,869/- from 16 beneficiaries during the period from 13.12.2024 to 23.12.2024 and, in conspiracy with the co-accused, dishonestly failed to deposit the said amount in the company's bank account, therefore, the applicant is not entitled for grant of bail.

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

**6.** Taking into consideration the facts and circumstances of the case, nature and gravity of offence, period of detention of the applicant 10.07.2026 the fact that co-accused, namely, Pramod Mahant and Rohan Pradhan has already been granted bail by this Court vide common order dated 30.07.2026 in MCRC No. 5797 of 2026 this Court is of the view that the applicant is entitled to be released on bail in this case.

**7.** It is directed that in the event of the applicant executing a personal bond for a sum of **Rs. 50,000/-** to the satisfaction of the concerned trial Court, he shall be released on bail on the following conditions:-

(a) he shall make himself available for interrogation by the police officer as and when required;

(b)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; and

(c) he shall not act in any manner which will be

prejudicial to a fair and expeditious trial.

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

Sd/-

**(Rakesh Mohan Pandey)**
JUDGE

**Saurabh**