CGHC010392832026 2026:CGHC:45573

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9487 of 2026

Prahlad Sahu Urf Nathu S/o Suresh Sahu Aged About 28 Years Darri Road Ward No. 1 Korba, District Korba Chhattisgarh

... Applicant

versus

State Of Chhattisgarh Through The Station House Officer, Thana Kotwali Korba, District Korba Chhattisgarh

... Respondent(s)

For Applicant	**:**	Shri Ashish Pandey, Advocate
For Respondent(s)	**:**	Ms. Laxmeen Kashyap, 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. 696/2026 registered at Police Station Kotwali, District Korba

(C.G.) for the offence punishable under Section 25 of Arms Act, 1959. The applicant is in custody since 22.08.2026.

2. Case of the prosecution, in brief, is that on 22.08.2026, the police received information regarding transportation of scrap material near Sanjay Nagar Chowk, Korba, pursuant to which the police reached the spot and found a pick up vehicle bearing registration no. CG 04 PY 2457 carrying scrap material. The prosecution alleges that the applicant was present with the aforesaid vehicle containing approximately 570 kg of scrap material and failed to produce valid documents regarding the same. During the alleged search, the police recovered one old and rusty country made pistol alongwith five live cartridges bearing marking KF 7.65

3. Learned counsel for the applicant submits that that applicant is innocent and has been falsely implicated in the case. It is further submitted that the investigation has been completed and the charge-sheet has already been filed, he has been languishing in custody since 22.08.2026, and the conclusion of the trial is likely to take considerable time; thus, the applicant may be enlarged on regular bail.

4. Learned State counsel opposes the bail application and submits that a country-made pistol along with five live cartridges was allegedly recovered during the search of the vehicle in which the applicant was present. It is further submitted that the applicant failed to produce valid documents in respect of the scrap material being transported in the vehicle. Considering the nature and

gravity of the allegations and the alleged recovery of the firearm and live cartridges, learned State counsel prays for rejection of the bail application.

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

6. Having considered the submissions made by learned counsel for the parties, the nature of the allegations, the fact that the investigation has been completed and the charge-sheet has already been filed, and the period of custody undergone by the applicant since 22.08.2026, this Court is of the view that the applicant can be enlarged on regular bail. The conclusion of the trial is likely to take considerable time. Accordingly, without commenting on the merits of the case, this Court is inclined to allow the bail application. Accordingly, the bail 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.

8. 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

Madhurima