CGHC010393592026

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9469 of 2026

1 - Prashant Sahu S/o Vishnu Ram Sahu Aged About 23 Years R/o Ward No.- 38, Mill Para, Durg, Tehsil And District Durg Chhattisgarh.

... Applicant

versus

1 - State Of Chhattisgarh Through- S H O. Police Station Balod District Balod Chhattisgarh.

... Non-applicant

For Applicant	:	Mr. Muchkund Sharma, Advocate
For Non-applicant /State	:	Ms. Priya Sharma, P.L.

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

28/10/2026

1. The applicant has preferred this first bail application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail as he has been arrested in connection with Crime No. 383/2026 registered at Police Station Balod, District Balod (C.G.) for the offence punishable under Sections 303(2) and 3(5) of BNS.

2. Case of the prosecution, in brief, is that in the intervening night of 22/07/2026 and 23/07/2026, someone committed theft of motorcycle belonging to the complainant. FIR was lodged on 25/07/2026 against unknown person. During the course of the investigation, the present applicant and the juvenile co-accused were taken into custody.

3. Mr. Muchkund Sharma, learned counsel appearing for the applicant, would submit that the applicant is innocent and has falsely been implicated in the present case. He would further contend that the charge-sheet has already been filed and the applicant has been in judicial custody since 02/08/2026 and since the conclusion of the trial is likely to take considerable time, the applicant may be enlarged on regular bail.

4. On the other hand, Ms. Priya Sharma, learned counsel appearing for the non-applicant/State, would oppose the bail application and submit that the present applicant was involved in commission of theft of complainant’s motorcycle and the said stolen motorcycle was also recovered at the instance of the present applicant, thus, the instant bail application is liable to be dismissed.

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

6. Having considered the facts and circumstances, the nature of the offence and the role of the present applicant and further considering that charge-sheet has already been filed, the applicant has no criminal antecedent, he is in judicial custody since 02/08/2026, and the conclusion of the trial is likely to take

some time, without commenting on the merits of the matter, this Court is inclined to enlarge 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.

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

Harneet