CGHC010394892026 2026:CGHC:46013

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

CRR No. 1373 of 2026

1 - X Y Z (Juvenile In Conflict With Law Description Of Applicant And Legal Guardian Is In Closed Envelope)

... Applicant

versus

1 - State Of Chhattisgarh Through The District Magistrate Balrampur, Distt- Balrampur- Ramanujganj (C.G.)

... Respondent

For Applicant	**:** Mr. Poshan Sahu, Advocate.
For Respondent/State	**:** Mr. Rohitashva Singh, Dy. Govt. Advocate with Ms. Deepa Singh, P.L.

Hon'ble Shri Justice Sanjay Kumar Jaiswal

Order On Board

30/10/2026

1. This **Third** Revision under Section 102 of the Juvenile Justice (Care and Protection of Children) Act, 2015 has been preferred against the impugned order dated 07.09.2026 passed by the Court of learned Additional Sessions Judge, FTC (POCSO Act), Ramanujganj, District Balrampur-Ramanujganj (C.G.) in Criminal Appeal No.25/2026 upholding the order dated 24.07.2026 passed

by the learned Principal Magistrate, Juvenile Justice Board, Balrampur, District Balrampur-Ramanujganj (C.G.) whereby the bail application of the applicant was dismissed in connection with Crime No.164/2025 registered at Police Station Shankargarh, District – Balrampur-Ramanujganj (C.G.) for the offence punishable under Section 65(2) of Bhartiya Nyay Sanhita, 2023, Sections 4(2), 6 of Protection of Children from the Sexual Offences Act, 2012 and Section 3(2)(v) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

2. Earlier, vide order dated 06.4.2026 passed in CRR No.258/2026 and 09.07.2026 passed in CRR No.849/2026, first and second bail application of the applicant respectively, were rejected by this Court.

3. The prosecution case, in brief, is that a report has been lodged by the mother of the victim stating that on 27.11.2025 at about 2.00 PM, she had gone to the paddy field to harvest paddy and her husband had also gone to Shankargarh for work, and her daughter/victim, aged about 4 years, was alone at home. When she returned from work at about 6.00 PM, her daughter (the victim) approached her in tears, unable to walk properly. Upon being questioned, the victim disclosed that while she was in the threshing floor, the applicant arrived there; he took her to her father’s bedding, which was laid out in a tractor trolley parked within the threshing floor, and subjected her to sexual assault/rape. Injuries and swelling were observed in the victim’s genital area. Based on this, offence has been registered against the present applicant.

4. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the case. He further submits that the applicant is in jail since 01.12.2025, there is no likelihood of his case being decided in near future, therefore,

considering the provisions of the Act, 2015, the applicant may be released on bail.

5. On the last date of hearing i.e. 15.10.2026, victim along with parents had appeared through video conferencing from the concerned DLSA and opposed to the bail application.

6. Mr. Rohitashva Singh, learned Govt. Advocate with Ms. Deepa Singh, learned P.L. for the State opposed the bail application of the applicant.

7. Having considered the submissions advanced by learned counsel for the parties and the material available on record, this Court finds that the victim, who is aged about five years, has not yet been examined before the Juvenile Justice Board. Further, the offences alleged against the applicant also include offences punishable under the provisions of the POCSO Act and the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act. In the facts and circumstances of the case, this Court does not find any substantial change in the circumstances warranting reconsideration of the prayer for bail.

8. Consequently, this Revision has no merit and the same is liable to be and is hereby **dismissed**.

9. However, this Court, considering the facts and circumstances of the case, directs the concerned Juvenile Justice Board to expedite the inquiry as early as possible, and conclude the same preferably within a period of 05 months from the receipt of copy of this order.

10. The Registry is directed to communicate a copy of this order to the concerned Juvenile Justice Board, for information and necessary compliance.

Sd/-

(**Sanjay Kumar Jaiswal**)
Judge

Digitally signed by VIJAY BHASKAR PEKDE
Date: 2026.10.31 12:06:16 +0530