CGHC010398482026 2026:CGHC:45993

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9709 of 2026

Santosh Gupta S/o Birju Sao Aged About 48 Years R/o Village Duldula Patratoli, Police Station Duldula, District Jashpur Chhattisgarh

... Applicant

versus

State Of Chhattisgarh Through Police Station - Duldula, District Jashpur Chhattisgarh

... Respondent

Digitally signed by ALLENA ANJANI KUMAR
Date: 2026.10.31 10:25:23 +0530

For Applicant	:	Shri C.J.K. Rao, Advocate.
For Respondent/State	:	Shri Sumit Singh, Deputy A.G.
For the Objector	:	Shri Prashant Dansena, Advocate.

(HON'BLE SHRI JUSTICE RAKESH MOHAN PANDEY)

Order on Board

30/10/2026

1. This is the **First regular bail application** filed under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the applicant, who has been arrested in connection with Crime No.52/2026 registered at Police Station Duldula, Jashpur (C.G.), for the offence punishable under Sections 75(2)(3), 78, 79 of Bhartiya Nyay Sanhita, 2023 (for short, the BNS, 2023).

2. As per the case of the prosecution, on 03.08.2026, the complainant, aged about 32 years, lodged a written report at Police Station Duldula alleging therein that the applicant had wrong intentions towards her and on 25.07.2026 and 26.07.2026 during night time, present applicant

called her on her mobile phone and said that he wanted to hand over a gift worth Rs.4,000/-. Subsequently, the present applicant again requested the victim/complainant and sent objectionable words, photographs etc. and also sent her through Whatsapp regarding illicit relations with three persons. On such complaint/report, the police registered the offence as stated above.

3. Learned counsel for the applicant would argue that the applicant has falsely been implicated in this case; he is innocent person; charge-sheet has been filed; he is in jail since 22.09.2026; he has no criminal antecedents and conclusion of the trial is likely to take some considerable time. Therefore, he would pray that the bail application may be allowed and the applicant may be enlarged on bail.

4. On the other hand, learned counsel for the State would oppose the submissions advanced by the learned counsel for the applicant. He would contend that the present applicant stalked and tried to outrage the modesty of the victim and sexually harassed her, therefore, the bail application deserves to be rejected.

5. Learned counsel for the objector would give his consent for grant of bail to the applicant.

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

7. Having considered the fact that the charge-sheet has already been filed; applicant is in jail since 22.09.2026; he has no criminal antecedents and conclusion of trial may take some considerable time,

without making any observation on merits of the matter, I am inclined to grant bail to the applicant. Accordingly, the instant bail application is **allowed.**

8. It is directed that the applicant shall be released on bail on his furnishing a **personal bond** in sum of Rs.50,000/- with one surety in the like sum to the satisfaction of the Court concerned with the 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, &

(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.

9. The observation made herein above is for the purpose of deciding this bail application only and the trial Court shall decide the case on its own merits.

Sd/-

(Rakesh Mohan Pandey)
JUDGE

Anjani