CGHC010402562026 2026:CGHC:46805

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9795 of 2026

- Vivek Suryawanshi S/o Mahesh Suryawanshi, Aged About 21 Years Resident Of Village Old Basti Naila, Ward No. 05, District Janjgir - Champa C.G.

... Applicant

versus

- State Of Chhattisgarh Through Chouki Naila, P. S. Janjgir, District Janjgir - Champa C.G.

... Non-Applicant

For Applicant : Mr. Ritesh Verma, Advocate
For State : Ms. Laxmin Kashyap, Panel Lawyer

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

04.11.2026

1. This is the first 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. 594/2026 registered at Police Station Janjgir, District Janjgir-Champa (C.G.), for the offence punishable under Sections 296, 351(3), 115(2) & 118(1) of BNS.

2. As per the prosecution case, on 08.08.2026, at about 19:30 hours, a free fight took place between the applicant and complainant party. During the incident, both parties allegedly used filthy language and assaulted each other. An FIR was registered against the present applicant on complaint of Prabhakar Suryawanshi, a Constable posted at Police Station Janjgir. On the same date,

another FIR was registered against Prabhakar Suryawanshi and Shivshankar Suryawanshi on complaint of the present applicant.

3. Learned counsel for the applicant submits that the applicant has falsely been implicated in the present case. It is further submitted that charge-sheet has already been filed in the present case and applicant is in jail since 11.08.2026. He further submits that applicant has seven criminal antecedents, out of which he has been acquitted in two cases. It is also submitted that injuries sustained by the complainant party are simple in nature. Thus, he would pray for grant of bail to the present applicant.

4. On the other hand, learned counsel for the State would oppose the bail application and submits that applicant assaulted the injured person with scissors. It is further submitted that, as per MLC report, injured person sustained serious injuries. It is contended that applicant has seven criminal antecedents, and therefore, applicant is not entitled for grant of bail in the present case.

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

6. Having considered facts and circumstances of the case, nature and gravity of allegations levelled against the applicant, and fact that applicant has seven criminal antecedents, out of which he has been acquitted in two cases while the remaining cases, registered in the year 2023, 2024 and 2026, are still pending consideration. Further considering the allegations made against the present applicant, manner in which offence was committed and injuries sustained by the injured person, I am of the considered opinion that applicant is not

entitled to be released on bail at this stage.

7. Accordingly, instant application is hereby **rejected**.

Sd/-
(Rakesh Mohan Pandey)
JUDGE

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