SYED ROSHAN ZAMIR ALI
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CGHC010406432026 2026:CGHC:45631

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 1723 of 2026

1. Mohammad Salman S/o Mohammad Subhan Aged About 34 Years R/o Gandhi Chowk, Sharda Para, Camp-02, Chhawani Police Station Durg, District Durg Chhattisgarh

... Applicant

versus

1. State of Chhattisgarh Through Police Station Chhawani, District Durg Chhattisgarh

... Non-applicant

For Applicant	:	Mr. B.P. Singh, Advocate
For Non-applicant	:	Dr. Surendra Dewangan, Panel Lawyer
For Objector	:	Mr. Anshit Singh Hora, Advocate

SB: Hon'ble Shri Justice Parth Prateem Sahu

Order On Board

28/10/2026

1. This is first bail application filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short ‘BNSS’) for grant of anticipatory bail to applicant who is apprehending his arrest in connection with Crime No.158/2026 registered at Police Station Chhawani, Durg (C.G.) under Sections 191 (1), 191 (3) and 109 of Bhartiya Nyay Sanhita, 2023 (for short ‘BNS’).

2. Case of prosecution, in brief, is that while intervening in a quarrel between the children, present applicant along with co-accused persons had dragged the complainant and assaulted him by means of rod, club and caused injuries to him.

3. Learned counsel for applicant would submit that applicant is innocent and has been falsely implicated in crime in question. Applicant has not participated in the quarrel between the parties. Initially, the quarrel started between two children and thereafter family members of children also came on the spot. Applicant only tried to intervene in the dispute and made attempt to stop the quarrel. Applicant is ready to co- operate with the Police in investigation and also to abide by all the terms and conditions that may be imposed by this Court while granting anticipatory bail.

4. On the other hand, learned State Counsel opposes submissions of learned counsel for applicant. However, on being asked about the role payed by applicant in the incident, he submits that as per report, the applicant came to intervene the quarrel between two parties. There is also no allegation against applicant that he was armed with any weapon and participated in the assault.

5. Learned counsel appearing on behalf of the objector-complainant submits that he is having no objection in grant of anticipatory bail to the applicant.

6. Heard learned counsel for the parties.

7. Taking into consideration the submission of learned counsel for respective parties and nature of allegations, without commenting anything on merits of the case, I am inclined to release the applicant on anticipatory bail. Accordingly, the anticipatory bail application is allowed. It is directed that in the event of arrest of applicant in connection with aforementioned crime, he shall be released on bail his executing a personal bond in sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned trial Court. The applicant shall also abide by following conditions :-

(i) he shall make himself available for interrogation before the investigating officer as and when required;

(ii) 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/her from disclosing such facts to the Court or to any police officer;

(iii) he shall not act, in any manner, which will be prejudicial to fair and expeditious trial; and

iv) he shall appear before the trial Court on each and every date given to him by the said Court till disposal of trial.

Sd/-

(Parth Prateem Sahu)
Judge

roshan/-