CGHC010411002026 2026:CGHC:45186

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 1756 of 2026

1 - Manoj Kumar Bhardwaj @ Manoj Bhargav S/o Kamlesh Bhardwaj @ Kamlesh Bhargav Aged About 30 Years R/o Ward No. 10, Village- Kotmisonar, Police Station- Akaltara, District- Janjgir- Champa Chhattisgarh.

--- **Applicant**

versus

1 - State Of Chhattisgarh Through Station House Officer, Police Station- Akaltara, District- Janjgir- Champa Chhattisgarh.

--- **Respondent**

(Cause title is taken from CIS system)

For Applicant : Mr. Sameer Rigri, Advocate

For Respondent/State : Mr. Pranjal Shukla, P.L.

Hon'ble Shri Justice Parth Prateem Sahu

Order On Board

26/10/2026

BALRAM PRASAD DEWANGAN

Digitally signed by BALRAM PRASAD DEWANGAN

1. This is the first bail application filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of anticipatory bail to the applicant who is apprehending his arrest in connection with Crime No. 452/2026 registered at Police Station – Akaltara, District – Janjgir-Champa (C.G.) under Sections 115 (2), 3 (5), 296, 333, 351 (2) of BNS.

2. As per the prosecution case, a report was made by complainant Upendra Ratre, alleging that on 27.07.2026, at about 8:00 p.m., the accused, Suraj Bhardwaj, abused and assaulted him by means of hands and fists and threatened him. It is further alleged that Suraj Bhardwaj, along with his family members, entered the complainant's

house, threatened the family members and assaulted them. The incident was allegedly recorded by a CCTV camera installed at the house. It is further alleged that on 31.07.2026, Manoj Bhardwaj, the elder brother of Suraj Bhardwaj, also threatened to assault them.

3. Learned counsel for applicant submits that applicant is innocent and he has been falsely implicated in this case. He submits that against the complainant, applicant has earlier lodged the report alleging that on 28.07.2026 at about 9 PM, when the applicant was returning home, he was abused by Bhupendra (complainant in this crime) and when applicant objected, he was assaulted by means of hands, fists and clubs. Applicant has lodged the report immediately thereafter on the same date at about 10.27 AM. After getting knowledge that applicant has lodged report against complainant, he thereafter, has lodged the report on 01.08.2026 with delay making allegation of the incident prior to the date of the earlier incident i.e. 27.07.2026. The allegation levelled is absolutely false and frivolous. He contended that complainant is maternal uncle of applicant. Hence, it is prayed that applicant may be extended the benefit of anticipatory bail.

4. Learned State counsel opposes the submission of learned counsel for applicant and submits that there is one more criminal antecedents of similar nature against applicant.

5. I have heard learned counsel for parties and perused the documents placed on record.

6. Taking into consideration the facts and circumstances of the case, the nature of allegation and further considering that applicant has earlier lodged a report against complainant on 28.07.2026 and present crime

is registered with delay of about 4 days from the date of alleged incident, without commenting anything on merits of the case, I am inclined to release the applicant on anticipatory bail.

7. Accordingly, the anticipatory bail application is allowed. It is directed that in the event of arrest of the applicant in connection with the aforesaid offence, he shall be released on anticipatory bail by the officer arresting him on his executing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned arresting officer. Applicant shall also abide by the following conditions:-

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

(ii) that the applicant 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) that the applicant shall not act, in any manner, which will be prejudicial to fair and expeditious trial; and

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

Certified copy as per rules.

Sd/-
(Parth Prateem Sahu)
Judge

Balram