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HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 1753 of 2026

1 - Shubham Tamrakar S/o Shubhas Kumar Tamrakar Aged About 32 Years R/o Ward No. 06, Milan Chowk, Kududand, Sahu Gali, P.S. Civil Line, Distt.- Bilaspur (C.G.)

... Applicant

Versus

1 - State Of Chhattisgarh Through P.S.- Sarkanda, Distt.- Bilaspur (C.G.)

... Non-applicant

For Applicant	:	Mr. Amitesh Yadav,Advocate
For Non-applicant	:	Mr. Pranjal Shukla, Panel Lawyer
For Objector	:	Mr. Ritesh Sharma, Advocate

S.B.: Hon'ble Shri Parth Prateem Sahu, Judge
Order On Board

27/10/2026

1. Applicant has preferred this application under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail as he is apprehending his arrest in connection with Crime No. 1384 of 2026 registered at Police Station- Sarkanda, District – Bilaspur (CG) for the offence punishable under Section 69 of BNS, 2023.
2. Case of the prosecution, in brief, is that the victim lodged written report in the concerned police station alleging that the applicant on the pretext of marriage committed sexual intercourse with her for

about 10 months till 05.03.2026 and thereafter, refused to marry her. Based on the report, aforementioned crime was registered in which, the applicant is apprehending his arrest.

3. Learned counsel for applicant would submit that applicant is innocent, he has been falsely implicated in crime. He has not committed any offence as alleged. He contended that the victim was well aware that she and the applicant belongs to different caste and if the physical relationship has been established, then it will be a consensual relationship. He also contended that on the date of first incident, she was aged about 29 years and therefore, he is a matured lady and was well aware of the pros and cons of their acts. Applicant is engineering graduate and currently preparing for public service examinations and if the anticipatory bail is not granted, it may affect his service career. Hence, he may be granted anticipatory bail.

4. On the other hand, learned counsel for State opposes the submission of learned counsel for the applicant and would submit that as per the allegation, the applicant developed physical relationship with the complainant/victim on the pretext of marriage and thereafter, refused to marry her.

5. Learned counsel for the Objector also raised similar submission as to the counsel for the Respondent/State. However, he also submitted that the applicant established physical relationship on multiple occasions on the threat of leaking the video clips and the photographs of the complainant.

6. Upon putting specific query to the learned counsel for the Respondent/State that any allegation with regard to commission of

the offence on the threat of leaking video clips or photographs, he submits that no such allegation is leveled in the F.I.R.

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

8. Taking into consideration the facts and circumstances of the case, nature of allegations, submission of learned counsel for the respective parties, there is no other criminal antecedent against the applicant, age of the victim, without commenting anything on merits of the case, I am inclined to grant anticipatory bail to the applicant.

9. Accordingly, the application is allowed and it is directed that in the event of arrest of applicant in connection with the crime in question, 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) 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 from disclosing such facts to the Court or to any police officer;*

Certified copy as per rules.

Sd/-

(Parth Prateem Sahu)
Judge

Dey