CGHC010415902026 2026:CGHC:46174

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 10332 of 2026

1 - Jyotish Singh Netam S/o. Late Sadaram Netam, Aged About 40 Years R/o. Ward No. 8, Chhirpani, Dongargarh, P.S. Dongargarh, District Rajnandgaon (C.G.).

... Applicant

versus

1 - State Of Chhattisgarh Through Station House Officer, Police Station Dongargarh, District Rajnandgaon (C.G.).

... Respondent

For Applicant	**:**	Mr. Pankaj Singh, Advocate
For State	**:**	Mr. Rohitashva Singh, Dy.G.A.

Hon'ble Shri Justice Sanjay Kumar Jaiswal

Order On Board

02.11.2026

1. This is the 01st bail application filed u/s 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the applicant who has been arrested in connection with Crime No. 92/2026 registered at Police Station Dongargarh, District- Rajnandgaon (CG) for the offence punishable under Sections 103(1), 61(2) and 3(5) of BNS.

2. The prosecution case, in brief, is that on 22.02.2026, the dead body of an unidentified woman was found lying near a mango tree at Baba Aam Bagicha, across the river, in Village Bhaisra, within the jurisdiction of Police Station Dongargarh,

District Rajnandgaon (C.G.). On the basis of a report lodged by Smt. Savitri Bai, a merg was registered, and subsequently, Crime No. 92/2026 was registered at Police Station Dongargarh under Section 103(1) of the Bharatiya Nyaya Sanhita, 2023, against unknown persons. During the course of investigation, the present applicant, along with other co-accused persons, was arrested. The prosecution alleges that the main accused, Sunil Netam, who is the husband of the deceased, suspected her character and, owing to such suspicion and personal animosity, committed her murder. As regards the present applicant, the specific allegation is that he had taken the husband and wife together to the place of occurrence.

3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the present case. He further submits that there is no direct evidence against the applicant and no incriminating weapon has been seized from his possession. The specific allegation against the applicant is that he had taken the husband and wife together to the place of occurrence. It is further submitted that the only seizure made from the applicant is that of a motorcycle and, as per the prosecution case itself, the applicant was not present at the place of occurrence at the time of the incident. He further submits that the main accused, Sunil Netam, is the husband of the deceased, who has committed the murder of his wife. The co-accused Neelkanth Sahu has already been

granted bail by this Court. He also submits that, out of the total 22 prosecution witnesses, only 03 witnesses have been examined till date. The applicant has been in jail since 24.02.2026, and there is no likelihood of the trial to be concluded at the earliest. Hence, considering all these facts, the applicant may be released on bail.

4. Per contra, learned State counsel opposes the prayer for bail and submits that the applicant actively participated in the commission of the alleged offence along with the main accused. It is further submitted that the applicant had taken the main accused and the deceased to the place of occurrence, which indicates his involvement in the alleged crime. Therefore, considering the gravity and seriousness of the alleged offence, the applicant does not deserve to be enlarged on bail.

5. Heard learned counsel for the parties and perused the case diary.

6. Taking into consideration the overall facts and circumstances of the case, particularly the fact that there is no direct evidence against the applicant and no incriminating weapon has been seized from his possession, that he has been in jail since 24.02.2026 (i.e., for about 8-9 months), that out of the total 22 prosecution witnesses, only 03 have been examined till date, and that the trial is likely to take considerable time to conclude, I find it appropriate to enlarge the applicant on bail.

7. Accordingly, the bail application is **allowed** and the applicant is directed to be released on bail on his furnishing a personal bond in sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the trial Court for his appearance before the said Court as and when directed in that behalf.

8. The Registry is directed to send a certified copy of this order to the trial Court concerned for necessary information and compliance forthwith.

Sd/-
(Sanjay Kumar Jaiswal)
JUDGE

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