CGHC010416552026 2026:CGHC:45613

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 1778 of 2026

Shaheen Khan W/o Salim Javed Khan Aged About 35 Years (Secretary Operation Agency Janani Mahila Self Help Group Ganpatpur, Govt. Fair Price Shop 412009080) R/o Peeparmar Dharamjaigarh P.S. And Tehsil Dharamjaigarh, Distt- Raigarh (C.G.)

... Applicant (s)

versus

State Of Chhattisgarh Through Station House Officer, (S.H.O.), P.S. Dharamjaigarh, Distt- Raigarh (C.G.)

... Respondent(s)

For Applicant	:	Mr. Ashutosh Viswas, Advocate
For State	:	Ms. Sunita Manikpuri, Dy. Advocate General

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

Order On Board

28/10/2026

1. Applicant has filed this application under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short "*BNSS*") for grant of anticipatory bail as she is apprehending her arrest in connection with Crime No.288 of 2026 registered at Police Station- Dharamjaigarh, District -Raigarh (CG) for offence punishable under Sections 316 (5), 3 (5) of the BNS and

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Sections 3 & 7 of the Essential Commodities Act.

2. Case of the prosecution in brief is that on 11.09.2026, Food Inspector Khushiram Nayak lodged a complaint at Police Station Dharamjaigarh alleging that Rubina Khan, President and Secretary of Janani Mahila Swahayata Samuh, which operates Fair Price Shop ID No. 412009080 at Village Ganpatpur, and Shahnawaz Khan, the Vendor, had diverted 704.93 quintals of rice, 15.34 quintals of sugar and 31,98 kg of salt, worth approximately Rs. 18,86,345/-, meant for distribution to eligible beneficiaries through the government fair price shop. On the basis of the complaint lodged by the complainant, the aforementioned crime was registered against the applicant.

3. Learned counsel for the applicant submits that the applicant is the Secretary of Mahila Swahayata Samuh. She is not involved in distribution, run and affairs of fair price shop. In fact Fair Price Shop is run by one Shahnawaj Khan, husband of President . He also submits that President Rubina Khan (co-accused) has already been granted anticipatory bail by this Court vide order dated 13.10.2026 passed in MCRCA No.1654 of 2026. Case of the applicant is also on similar footing. There is no other criminal antecedent of applicant. Hence, she may be extended benefit of anticipatory bail.

4. On the other hand, learned counsel for the State opposes the submission of learned counsel for the applicant. However, she

does not dispute the submission of learned counsel for applicant that allegation against the applicant and co-accused Rubina Khan are similar.

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

6. Taking into consideration the facts and circumstances of the case, submission of learned counsel for the parties, nature of allegation, there is no other criminal antecedent of applicant, and further that similarly placed co-accused person has already been enlarged on anticipatory bail in MCRCA No.1654 of 2026 without commenting anything on merit of the case, I am inclined to allow the present application.

7. Accordingly, application is allowed and it is directed that in the event of arrest of applicant in connection with the aforesaid crime, she shall be released on anticipatory bail by the Officer arresting her on her 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 remain available for interrogation before the Investigating Officer as and when required;
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> (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

Praveen