CGHC010418792026 2026:CGHC:46879

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 10584 of 2026

1 - Girdhar Kurre S/o Bauaa Kurre Aged About 20 Years R/o Ward No. 44, Kasaridih Fokt Para, Near Sahu Grocery Stores, Dewar Para District Durg (C.G.)

... Applicant

REKHA SINGH
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DN: cn=REKHA SINGH, ou=HIGH COURT, o=HIGH COURT OF CHHATTISGARH, st=Chhattisgarh, c=IN
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versus

1 - State Of Chhattisgarh Through Station House Officer Police Station Padamnabhpur Distt Durg (C.G.) **... Non-applicant**

For Applicant	:	Mr. Aman Pandey, Advocate
For Non-applicant	:	Mr. Sourabh Sahu, PL

Hon'ble Shri Justice Rakesh Mohan Pandey

Order On Board

05.11.2026

1) This is the Second bail application filed under Section 483 of the Bhartiya Nagrik Suraksha Sanhita, 2023 for grant of regular bail to the applicant who has been arrested in connection with Crime No. 196/2025 registered at Police Station - Padmnabhpur, District - Durg (C.G.), for the offence punishable under Sections 119(2), 109 and 3(5) of the Bhartiya Nyaya Sanhita, 2023 and Sections 25 and 27 of the Arms Act. Earlier first bail application of the applicant bearing MCRC

No.8564 of 2025 was rejected on merits vide order dated 29.10.2025.

2) As per the prosecution story, on 17.06.2025, at around 4:30 AM, the brother of the complainant came home drenched in blood. Upon being enquired, he informed that while he was going for a morning walk, the accused persons demanded money from him for purchasing liquor. When he refused, the present applicant allegedly caught hold of his hands, while co-accused Vansh Joshi assaulted him with a knife. After completion of the investigation, the police have filed the charge-sheet, and the knife is stated to have been seized from the possession of co-accused Vansh Joshi. Thereafter, the applicant was arrested in connection with said incident. Hence, this bail application.

3) Learned counsel for the applicant would submit that the applicant is innocent and has falsely been implicated in the present case. He would further submit that the first bail application of the applicant was rejected on merits in MCRC No. 8564 of 2025 vide order dated 29.10.2025. Against the said order, a Special Leave Petition (Criminal) Diary No. 11033 of 2026 was preferred before the Hon'ble Supreme Court, which was dismissed vide order dated 11.03.2026, with liberty to revive the bail application in case of a change in circumstances. He would further submit that the applicant is in jail since 18.06.2025 and, so far, only 10 out of 19 prosecution witnesses have been examined. The trial is likely to take some time for its conclusion. He, therefore, prays for grant of bail to the applicant.

4) On the other hand, learned State counsel would oppose the bail application and submit that the first bail application of the applicant was rejected on merits and there is no substantial change in circumstances warranting reconsideration of the prayer for bail. He would further

submit that the applicant is specifically alleged to have caught hold of the hands of the injured while co-accused Vansh Joshi assaulted him with a knife. The allegations against the applicant are serious in nature and the injured sustained injuries in the incident. He, therefore, prays for rejection of the bail application.

5) I have heard learned counsel for the parties and perused the case diary.

6) It is a well-settled principle of law that, while considering a bail application, the High Court cannot conduct a mini-trial or undertake a detailed examination of the evidence. The reliability and credibility of the witnesses are matters to be assessed by the learned Trial Court during the course of trial.

7) Having considered the submissions made by learned counsel for the parties and on perusal of the material available on record, particularly the allegations that on 17.06.2025, at around 4:30 AM, when the brother of the complainant was going for a morning walk, the accused persons demanded money from him for purchasing liquor and, upon his refusal, the present applicant caught hold of his hands, while co-accused Vansh Joshi assaulted him with a knife; the knife used in the commission of the offence is stated to have been seized from the possession of the co-accused. It is further relevant to note that the first bail application of the applicant was rejected on merits in MCRC No. 8564 of 2025 vide order dated 29.10.2025, and the Special Leave Petition (Criminal) Diary No. 11033 of 2026 preferred against the said order was also dismissed by the Hon’ble Supreme Court vide order dated 11.03.2026, with liberty to revive the bail application in case of a

change in circumstances. Though learned counsel for the applicant has pointed out that the applicant is in jail since 18.06.2026 and that 10 out of 19 prosecution witnesses have been examined but the mere progress of the trial, in the facts and circumstances of the present case, does not constitute such a substantial change in circumstances as would warrant reconsideration of the prayer for bail. The specific role attributed to the applicant in facilitating the assault by catching hold of the hands of the injured, coupled with the nature of the allegations, has also been taken into consideration. Thus, this Court is not inclined to enlarge the applicant on bail. Accordingly, the bail application is **rejected.**

Sd/-

(Rakesh Mohan Pandey)
JUDGE

Rekha