CGHC010424332026 2026:CGHC:46335

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 1819 of 2026

Nehal Agrawal S/o Shri Anil Kumar Agrawal Aged About 23 Years R/o - Puja Centring Gali, Ambikapur Road - P.S. Patthalgaon, Tehsil - Patthalgaon, District : Jashpur, Chhattisgarh

--- **Applicant (s)**

versus

The State Of Chhattisgarh Through Police Station - Azad Chowk, (Raipur Commissionrate), District : Raipur, Chhattisgarh

--- **Respondent(s)**

MCRCA No. 1803 of 2026

Namit Kumar Agrawal @ Vicky S/o Yogendra Prasad Agrawal Aged About 38 Years R/o - Village - Raigarh Road Koyla Factory, Post - Pathalgaon, District - Jashpur (C.G.)

--- **Applicant (s)**

Versus

State Of Chhattisgarh State Of Chhattisgarh, Through Station House Officer P.S. - Azad Chowk, District - Raipur (C.G.)

--- Respondent(s)

For Respective Applicants	:	Mr. D.K. Gwalre, Advocate Mr. Kaushal Yadav, Advocate
For State	:	Mr. Sharmila Singhai, Additional Advocate General with Ms. Avelin Juneja, Panel Layer

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

Order On Board

Digitally signed by PRAVEEN KUMAR SINHA
Date: 2026.11.03 14:43:10 +0530

02/11/2026

1. Since MCRCA No.1819 of 2026 and MCRCA No. 1803 of 2026 arise out of the same crime number, both the applications are being heard together and are being disposed of by this common order.

2. Applicants have filed this applications under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short "*BNSS*") for grant of anticipatory bail as they are apprehending their arrest in connection with Crime No.191 of 2026 registered at Police Station- Azad Chowk, (Raipur Commissionarte), Raipur , District Raipur(CG) for offence punishable under Sections 318 (4), 3 (5) of the BNS.

3. Case of the prosecution, in brief, is that complainant namely Pushkar Jain filed a written complaint in the concerned police station, alleging that the accused persons, namely Nehal Agrawal, Lalit Agrawal, Vivek Agrawal,, Seema Agrawal, and Namit Kumar Agrawal, @ Vicky, represented to him that they were engaged in cryptocurrency trading and induced him to invest on money by assuring him monthly returns/dividends at the rate of 8% to 10% on the invested amount. Believing the representations and assurances made by the accused persons, the complainant allegedly invested a total sum of Rs.1,54,90,000/- with them. However, despite the assurances, the accused persons failed to return the invested amount to the complainant. On the basis of the said complaint, police registered crime against the accused persons, including the

present applicants, in connection with the alleged financial fraud. Applicants are apprehending their arrest in connection with aforementioned crime number.

4. Learned counsel for the applicant -Nehal Agrawal (MCRCA No.1819 of 2026) would submit that it is not in dispute that amount of Rs.50 lakh has been deposited in the bank account of applicant, however, it was returned back to the complainant and thereafter complainant has also executed the settlement deed mentioning that he will withdraw the complaint lodged by him and therefore, the applicant may be extended benefit of anticipatory bail. It is also contended that the letter in this regard was also written to the concerned police station.

5. Learned counsel appearing for applicant – Namit Kumar Agrawal @ Vicky (MCRCA No.1803 of 2026) would submit that there is no allegation of deposit of amount in his account or handing over of the amount to the applicant but the applicant has been falsely implicated in the crime. Therefore, the applicant may be extended benefit of anticipatory bail.

6. On the other hand, learned counsel for the State opposes the submission of learned counsel for the applicants and submits that offence has been committed in connivance with all the accused persons. She, however, submits that as observed by the Court, she had sought instructions with regard to execution of settlement deed as enclosed along with bail application. Based upon the information received from the Investigating

Officer, she submits that letter has been forwarded by the complainant to the police station mentioning settlement and withdrawal of complaint.

7. Taking into consideration the facts and circumstances of the case, submission of learned counsel for the parties, nature of allegation, without expressing any opinion on the merits of the case, I am inclined to allow both the applications.

8. Accordingly, both the applications are allowed and it is directed that in the event of arrest of applicants in connection with the aforesaid crime, they shall be released on anticipatory bail by the Officer arresting on each of them 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. Applicants shall also abide by the following conditions :-

> "(i) that the applicants shall remain available for interrogation before the Investigating Officer as and when required;
>
> (ii) the applicants 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