CGHC010425332026 2026:CGHC:46814

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 1863 of 2026

1 - Mithlesh Chunarkar S/o Santosh Chunarkar Aged About 22 Years R/o Village Adedar, Police Station- Ambagarh Chowki, District- Mohla-Manpur-Ambagarh Chowki, Chhattisgarh.

2 - Rahul Singh Rajput S/o Rajendra Rajput Aged About 23 Years R/o Ward No. 17, Dhadhutola, Bandhabazar, Tehsil- Ambagarh Chowki, District- Mohla-Manpur-Ambagarh Chowki, Chhattisgarh.

--- Applicants

versus

1 - State Of Chhattisgarh Through- Station House Officer, Police Station- Dongargaon, District- Rajnandgaon, Chhattisgarh.

--- Respondent

(Cause title is taken from CIS system)

For Applicants : Mr. Ayush Jai Sankar, Advocate

For Respondent/State : Ms. Sunita Manikpuri, Dy.A.G.

Hon'ble Shri Justice Parth Prateem Sahu

Order On Board

04/11/2026

BALRAM PRASAD DEWANGAN
Digitally signed by BALRAM PRASAD DEWANGAN

1. This is the first bail application filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of anticipatory bail to the applicants who are apprehending their arrest in connection with Crime No. 271 of 2026 registered at Police Station Dongargaon, District – Rajnandgaon (C.G.) under Sections 318 (3), 318 (4), 61 (2), 3 (5) of B.N.S.

2. Case of the prosecution in brief is that a written complaint was made to the concerned police station by the complainant alleging that he

was induced by the accused persons and other co-accused on the pretext of arranging a loan of ₹25,00,000, and that a sum of ₹10,57,000 was obtained from him. It is further alleged that, by representing themselves as bank officials and stating that the complainant's agricultural land would be mortgaged for a loan, the accused persons, in conspiracy, procured execution of a registered sale deed in respect of the land.

3. Learned counsel for applicant submits that applicant is innocent and he has been falsely implicated in this case. Applicant has not committed any offence as alleged. Though specific pleadings has not been made in the application, however, according to the case of the applicant, applicant after coming to know that complainant is intending to sell his property has acted as mediator and complainant was introduced with Taresh Kumar Dewangan, who has purchased the land in the name of his wife on 20.04.2026. He contended that after sometime, complainant started allegation that applicant along with Taresh Kumar Dewangan have played fraud upon which Taresh Kumar Dewangan tried to pay extra amount in which according to allegation Taresh Dewangan has handed over the cheque of Rs.7.00 lakhs which got dishonored. It appears that intention of complainant is to get extra money towards sale consideration. He prays that applicants may be extended benefit of anticipatory bail.

4. Learned State counsel opposes the submission of learned counsel for applicant. She submits that as per allegation, complainant intending to mortgage the property, however, fraudulently instead of preparing the mortgage deed, applicantd and another co-accused persons have

executed sale deed. She however do not dispute the submission of learned counsel for applicantd that when objection is raised co-accused Taresh Kumar Dewangan has handed over the cheque of Rs.7.00 lakhs to complainant which got dishonored and thereafter based on the advise of Sarpanch, report is lodged.

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

6. Taking into consideration the facts and circumstances of the case, the nature of allegation, submission made by learned counsel for respective parties, without commenting anything on merits of the case, I am inclined to release the applicant on anticipatory bail.

7. Accordingly, the anticipatory bail application is allowed. It is directed that in the event of arrest of the applicants in connection with the aforesaid offence, they shall be released on anticipatory bail by the officer arresting them on their executing a personal bond in the sum of Rs.25,000/- with one surety each 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 make themselves available for interrogation before the investigating officer as and when required;

(ii) that 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/her from disclosing such facts to the Court or to any police officer;

(iii) that the applicants shall not act, in any manner, which will be prejudicial to fair and expeditious trial; and

(iv) that the applicants shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial.

Certified copy as per rules.

Sd/-
(Parth Prateem Sahu)
Judge

Balram