CGHC010428612026 2026:CGHC:46952

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 1842 of 2026

Sanskar Kesharwani S/o. Chaturbhushan Kesharwani Aged About 23 Years R/o. Village Ward No. 6, Shitla Chowk Votgan, Bhatgaon, District-Sarangarh-Bilaigarh (C.G.) **... Applicant**

versus

State Government Through P.S. Bhatgaon, District - Sarangarh-Bilaigarh (C.G.) **...Respondent**

For Applicant	**:** Mr. Ankur Diwan, Advocate.
For Respondent-State	**:** Mr. Anant Bajpai, Panel Lawyer.

Hon'ble Shri Parth Prateem Sahu, Judge

ORDER ON BOARD

05/11/2026

1. Applicant has preferred this application under Section 482 of Bhartiya Nagrik Suraksha Sanhita, 2023 for grant of anticipatory bail as he apprehends his arrest in connection with Crime No. 207/2026 registered at Police Station - Bhatgaon, District-Sarangarh - Bilaigarh (C.G.) for the offence punishable under Section 4 of the CG Protection of Debtors Act, 1937 and Sections 308(2), 308(4) and 351(3) of the BNS.

2. The prosecution story is that from 11.12.2025, the complainant borrowed a total amount of Rs.7,33,000/- from the applicant in 12 instalments and repaid the said amount along with interest, amounting to a total of Rs.12,00,000/-. However, it is alleged that

the applicant is still demanding an additional amount of Rs.1,20,000/- from the complainant and has threatened her with death. It is further alleged that on 10.12.2026, the applicant abused the complainant, threatened her with injury and molested her. On the basis of the said allegations, an FIR has been registered at Police Station Bhatgaon, District Sarangarh-Bilaigarh (C.G.), vide Crime No.207/2026, for the offences punishable under Section 4 of the Chhattisgarh Protection of Debtors Act, 1937 and Sections 308(2), 308(4) and 351(3) of the BNS.

3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the present crime. He further submits that the applicant had advanced a total sum of Rs. 7,33,000/- to the complainant as a hand loan, out of which a sum of Rs. 1,20,000/- remains outstanding. It is submitted that, when the applicant demanded the balance amount from the complainant, the present report came to be lodged against him. He further submits that the applicant has not committed any offence punishable under Sections 308(2) or 308(4) of the BNS and has no criminal antecedents. Hence, he prays that the applicant be extended the benefit of anticipatory bail.

4. On the other hand, learned counsel for the State opposes the submissions and submits that, from the statement of the complainant, it appears that the complainant had taken a hand loan of Rs.7,33,000/- from the applicant, against which he has already repaid Rs. 12,00,000/-. However, the applicant is still making a further demand from the complainant.

5. I have heard learned counsel for the respective parties.

6. On due consideration of the facts and circumstances of the case, nature of allegation, submission of learned counsel for the parties, without commenting anything on merits, I am inclined to allow this anticipatory bail application.

7. Accordingly, application is allowed and it is directed that in the event of arrest of applicant in connection with the crime in question (207/2026), he shall be released on anticipatory bail by the Officer arresting him on his 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 make himself available for interrogation before the Investigation Officer as and when required;
(ii) that 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/her from disclosing such facts to the Court or to any police officer;
(iii) that the applicant shall not act, in any manner, which will be prejudicial to fair and expeditious trial;
(iv) that the applicant shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial.

(v) If the applicant is found to be involved in further threatening the complainant for the demand of the amount, as admitted by learned counsel for the applicant, without following the due process of law, the State shall be at liberty to initiate appropriate proceedings seeking cancellation of bail.

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

Sd/-

(**Parth Prateem Sahu**)
JUDGE

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