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HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 1823 of 2026

1. Subhash Gupta S/o Late Jamuna Sao Aged About 61 Years R/o Village- Kajiya/jusmi, Police Station- Kusmi, District- Balrampur- Ramanujganj Chhattisgarh.
2. Sudama Gupta S/o Kedar Prasad Gupta Aged About 47 Years R/o Village- Manora, Police Station- Manora, District- Jashpur, Chhattisgarh. Presently R/o Village- Kusmi, Police Station- Kusmi, District- Balrampur- Ramanujganj Chhattisgarh.

... Applicants

versus

- State Of Chhattisgarh Through Station House Officer, Police Station- Shankargarh, District- Balrampur- Ramanujganj Chhattisgarh.

... Respondent

For Applicants	:	Mr. Malay Shrivastava, Advocate
For Respondent-State	:	Ms. Avelin Juneja, Panel Lawyer

Hon'ble Shri Parth Prateem Sahu, Judge

ORDER ON BOARD

03/11/2026

1. Applicants have preferred this application under Section 482 of Bhartiya Nagrik Suraksha Sanhita, 2023 for grant of anticipatory bail as they apprehend their arrest in connection with Crime No. 105/2026 registered at Police Station- Shankargarh, District Balrampur-Ramanujganj (C.G.) for the offence punishable under Sections 305(a), 324(5), 329(3), 331(3) and 3(5) of Bhartiya Nyaya Samhita, 2023.

2. Case of prosecution, in brief, is that complainant Tilkeshwari Devi lodged a written report at Police Station Shankargarh, alleging that on 03.10.2026, in her absence, accused persons illegally demolished her old house and a house constructed under the Pradhan Mantri Awas Yojana by using a JCB machine, with the intention of grabbing her land

and valuables. They also allegedly damaged and destroyed household articles, including utensils, food grains and clothes, and attempted to take possession of the land by constructing a boundary wall. It was further alleged that the accused persons had previously threatened and intimidated the complainant, taking advantage of her being a widow and a vulnerable woman, with the intention of unlawfully grabbing her property. At the time of the incident, the complainant had gone to her daughter's house for treatment. Taking advantage of her absence, accused persons allegedly demolished her houses, removed ₹6 lakh kept for her heart surgery and old gold and silver jewellery, and destroyed other household belongings. The complainant came to know about the incident through villagers over the telephone and subsequently lodged the report.

3. Learned counsel for the applicants would submit that applicants are owners of the house and the said house was in dilapidated condition and therefore the house was demolished. Report was lodged with ill intention due to property dispute between the parties. He also submits that complainant is step-mother of applicant No. 1.

4. On the other hand, learned State counsel opposes the submission of counsel for applicants and would submit that there is specific allegation in the report that complainant Tileshwari Devi widow of Jamuna Sao was residing in that house, she at the time of incident, went to her daughter’s house to take treatment of her disease. She was informed by the villagers about demolition of her house by the applicants and other co-accused person, from which it is appearing that prior to date of demolition, Tileshwari Devi was residing in the said house.

5. I have heard learned counsel for the respective parties and also perused the documents enclosed along with bail application.

6. On due consideration of the facts and circumstances of the case, nature of allegation, submission of learned counsel for the parties, and the statement of witnesses recorded by police, I do not find present to be a fit case to allow this application.

7. Accordingly, this application is dismissed.

Sd/-

(**Parth Prateem Sahu**)
JUDGE

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