SUNITA GOSWAMI
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2026:CGHC:46964

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 1855 of 2026

1 - Vishal Puri Goswami S/o Chandrapuri Goswami, Aged About 28 Years R/o Abhishek Nagar Colony, Distt. Bilaspur (C.G.)

... Applicant(s)

versus

1 - State Of Chhattisgarh Through Arakshi Kendra Civil Line, District Bilaspur (C.G.)

... Respondent(s)

For Applicant	:	Mr. Tessy Abraham, Advocate
For State	:	Mr. Varunendra Mishra, Panel Lawyer

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

Order On Board

05/11/2026

1. Applicant has filed this application under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short "*BNSS*") for grant of anticipatory bail as he is apprehending his arrest in connection with Crime No.1423 of 2026 registered at Police Station- Arakshi Kendra Civil Line, District- Bilaspur (CG) for offence punishable under Sections 69, 351 (3) of the BNS.

2. The prosecution case in brief is that on 17.10.2026, the victim appeared before the police station Civil Lines. district Bilaspur, and submitted a written complaint stating that in the month of July 2025, she met with the applicant at Amrit Tulya tea stall, situated adjacent to Victoria saloon and she is working in a saloon and was searching for rented accommodation. Thereupon, applicant has assured her that he would arrange rented premises through an acquaintance, and a few days thereafter, secured accommodation on rent for her at Nand Vihar colony Bilaspur, where she began residing along with her female friend. During the said period, applicant frequently telephoned her on her mobile to inquire about her well-being and in the month of August 2025, when her female friend was not present at the rented premises, the applicant called her at approximately 10:00 pm to ask where is she and she informed him that she was at the rented house. Thereafter he disconnected the call and shortly arrived at her residence and under the pretext of discussing an urgent matter taking undue advantage of her solitude, he subjected her to non-consensual physical exploitation and sexual intercourse against her will and despite her repeated objections, he recorded an obscene video on his mobile phone and when she warned him that she would report the incident, he threatened to circulate/make the obscene video viral, assured her that he would marry her, and subsequently left. When the victim became pregnant, upon being informed of the pregnancy, the applicant refused to accept her and forcibly administered an abortion pill, resulting in her miscarriage.

3. Learned counsel for the applicant would submit that the applicant is innocent. He has not committed any offence. He contended that the victim is a major girl aged about 25 years and the physical relationship, if any, established between them, is consensual in nature. False allegation has been leveled that, on the pretext of marriage, applicant committed sexual intercourse with her forcefully. The physical relations were established with her consent, due to which she became pregnant. He submits that there is no previous antecedent of the applicant, hence, he may be extended benefit of anticipatory bail.

4. On the other hand, learned State counsel opposes the submission of counsel for applicant and would submit that it is apparent from the statement of the victim that act of physical relationship with the complainant is forceful and further the threatening was given by the applicant that he will make viral the video clip. He further submits that physical relationship with victim were established continuously on the false pretext of marriage due to which once she became pregnant also.

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

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 of the case, 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 aforesaid crime, 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 remain available for interrogation before the Investigating Officer as and when required;
>
> (ii) 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 from disclosing such facts to the Court or to any police officer."

Certified copy as per rules.

Sd/-

(Parth Prateem Sahu)

Judge

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