CGHC010436752026 2026:CGHC:46969

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 1869 of 2026

1 - Vishal Gomas S/o Shaila Gomas Aged About 33 Years R/o Ambedkar Para, Village - Rudraram, Police Station - Bhopalpatnam, District - Bijapur (C.G.).

... Applicant

Versus

1 - State Of Chhattisgarh Through Station House Officer, Police Station - Bhopalpatnam, District Bijapur (C.G.).

... Non-applicant

For Applicant	:	Mr. Amarnath Pandey, Advocate
For Non-applicant	:	Dr. Surendra Dewangan, Panel Lawyer

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

Order On Board

05/11/2026

1. This is the second anticipatory bail application. The first bail application was dismissed as withdrawn vide order dated 29.10.2026 in MCRC No. 1786/2026.
2. Applicant has preferred this application under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail as he is apprehending his arrest in connection with Crime No. 38 of 2026 registered at Police Station - Bhopalpatnam, District – Bijapur (CG) for the offence punishable under Sections 308 (2) of BNS, 2023.
3. Case of the prosecution, in brief, is that complainant Govind Durga, resident of Village Itrasam lodged report stating that a

weekly Cock Fight was being organised in the village on the occasion of Nawaakhaai and that the applicant had allegedly demanded money in connection with the said market. It is alleged that the complainant had previously paid an amount of Rs. 20,000/- in the name of collection for the market and that, on 29.09.2026, the applicant allegedly demanded Rs. 5,000/- per week and Rs. 10,000/- on festival occasions, threatening that the market would not was not paid. The complainant further alleged that, upon refusal to pay the demanded amount, threatening messages were circulated in a WhatsApp group concerning the villagers, and that and others were allegedly the applicant pressurising villagers in the name of unauthorised collection. On the basis of the aforementioned allegation, FIR was registered against which, the applicant is apprehending his arrest.

4. Learned counsel for applicant would submit that applicant is innocent, he has been falsely implicated in crime. He has not committed any offence as alleged. He contended that the applicant has objected to the activities of betting in cock fights which are organized on the market day. Based upon which, the persons engaged in those activities has lodged false FIR against the applicant. He is the husband of the Sarpanch of the said village. He also contended that several news articles have been published in the newspaper with regard to betting in cock fights during the market days which is causing un-restness on the complainant.

5. On the other hand, learned counsel for State opposes the submission of learned counsel for the applicant and would submit

that there is specific allegation against the applicant of demand of money of Rs. 20,000/- from the persons who are doing the business in the market day. He also pointed out that there are 06 criminal antecedents against the applicant.

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

7. Taking into consideration the facts and circumstances of the case, nature of allegations, submission of learned counsel for the respective parties, applicant is husband of the Sarpanch of said village, without commenting anything on merits of the case, I am inclined to grant anticipatory bail to the applicant.

8. Accordingly, the application is allowed and it is directed that in the event of arrest of applicant in connection with the crime in question, 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 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

Dey