



2026:CGHC:1204



2026:CGHC:1204

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 88 of 2026

Rajendra Rajput @ Kesari S/o Raghunath Rajput Aged About 27 Years R/o Ramnagar, Near Shiv Mandir, Lingiyadeeh, Police Station Sarkanda, District Bilaspur (C.G.)

... Applicant

versus

State of Chhattisgarh Through The Station House Officer, Police Station Sarkanda, District Bilaspur (C.G.)

... Non-applicant

For Applicant	: Mr. Hemant Kumar Sahu, Advocate.
For Non-applicant/State	: Mr. Dharmesh Shrivastava, Dy. Adv. General.

Hon'ble Shri Ramesh Sinha, Chief Justice

Order on Board

08.01.2026

1. The applicant has preferred this First Bail Application under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail, as he has been arrested in connection with Crime No. 1446/2025, registered at Police Station Sarkanda, District Bilaspur (C.G.) for the offence punishable under Sections 324(1) and 326(G) of the Bhartiya Nyaya Sanhita, 2023.
2. As per the prosecution story in brief, the complainant made a written complaint stating therein that on 15.10.2025, the accused/applicant came near the shop and damaged the vehicles of the complainant,



including the complainant's ambulance. It is further alleged against the applicant that he set fire to the shop/office of the complainant.

3. Learned counsel for the applicant submits that the applicant is an innocent person who has been falsely implicated in the present case. He further submits that there is prior enmity between the applicant and the complainant regarding the rent of a shop, and therefore false allegations have been levelled against the applicant by the complainant. He submits that the applicant has only two criminal antecedents, out of which one case has already been disposed of and the other is still pending. He further submits that the applicant has been in jail since 26.11.2025 and that the conclusion of the trial may take some time. Therefore, he prays for grant of regular bail to the applicant.
4. On the other hand, learned State counsel opposes the bail application of the applicant and submits that the charge-sheet has already been filed before the competent Court in the present case.
5. I have heard learned counsel for the parties and perused the case diary.
6. Taking into consideration the facts and circumstances of the case, it is observed that the allegation against the applicant is that on 15.10.2025, the applicant came near the shop and damaged the vehicles of the complainant, including the complainant's ambulance. Further, the applicant has only two criminal antecedents, out of which one case has already been disposed of and the other is still pending. Moreover, the charge-sheet has already been submitted before the competent Court, and the applicant has been in jail since 26.11.2025. Considering that the conclusion of the trial may take some time, this Court is of the considered view that the present applicant is entitled to be released on bail in the



present case.

7. Let the Applicant – **Rajendra Rajput @ Kesari**, involved in Crime No. 1446/2025, registered at Police Station Sarkanda, District Bilaspur (C.G.) for the offence punishable under Sections 324(1) and 326(G) of the Bhartiya Nyaya Sanhita, 2023, be released on bail on furnishing **personal bond** with **two sureties** in the like sum to the satisfaction of the Court concerned with the following conditions:-

(i) The applicant shall file an undertaking to the effect that he shall not seek any adjournment on the dates fixed for evidence when the witnesses are present in court. In case of default of this condition, it shall be open for the trial court to treat it as abuse of liberty of bail and pass orders in accordance with law.

(ii) The applicant shall remain present before the trial court on each date fixed, either personally or through his counsel. In case of his absence, without sufficient cause, the trial court may proceed against him under Section 269 of Bharatiya Nyaya Sanhita.

(iii) In case, the applicant misuses the liberty of bail during trial and in order to secure his presence, proclamation under Section 84 of BNSS. is issued and the applicant fails to appear before the court on the date fixed in such proclamation, then, the trial court shall initiate proceedings against him, in accordance with law, under Section 209 of the Bharatiya Nyaya Sanhita.

(iv) The applicant shall remain present, in person, before the trial court on the dates fixed for (i) opening of the case, (ii) framing of charge and (iii) recording of statement



2026:CGHC:1204

under Section 351 of BNSS. If in the opinion of the trial court absence of the applicant is deliberate or without sufficient cause, then it shall be open for the trial court to treat such default as abuse of liberty of bail and proceed against him in accordance with law.

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

**Sd/-
(Ramesh Sinha)
Chief Justice**

Abhishek