



2026:CGHC:3924



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NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****MCRC No. 813 of 2026**

- Triveni Sahu W/o Tikaram Sahu Aged About 51 Years R/o Ward No. 5, Village - Charabhatta, Tehsil - Gunderdehi, Distt - Balod (C.G.) (Name Is Correct As Per Page No. 7)

... Applicant**versus**

- State of Chhattisgarh Through - Police Station - Gunderdehi, Distt. - Balod (C.G.)

... Respondent**(Cause title is taken from Case Information System)**

 For Applicant : Mr. P.Chetan Kumar, Advocate

 For Respondent/State : Ms. Nupur Trivedi, Panel Lawyer

Hon'ble Mr. Ramesh Sinha, Chief Justice**Order on Board****22/01/2026**

1. This is the first bail application filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of regular bail to the applicant who has been arrested in connection with Crime No.337/2025 registered at Police Station- Gunderdehi, District- Balod (C.G.) under Sections 80 of BNS.
2. Case of the prosecution, in brief, is that deceased has committed suicide in marital house by hanging herself, when no one was present at house and allegations were levelled upon husband, father-in-law and mother-in-law that they pressurized her for dowry, thus FIR has been registered against them.



3. Learned counsel for the applicant submits that the applicant has been falsely implicated in this case and applicant has no role to play in commission of the alleged offence. He further submits that applicant is a mother-in-law of the deceased, who committed suicide by hanging herself from fan. He also submits that the cause of death was asphyxia as a result of antemortem hanging and no other antemortem injuries were found on the person of the deceased except antemortem hanging and there is no eye witness account in the present case, no dying declaration was recorded and no suicidal note was left behind by the victim. He also submits that other co-accused persons are in jail. The applicant is in jail since 09.12.2025 and the conclusion of the trial is likely to take quite long time. Therefore, he prays for grant of regular bail to the applicant.
4. Learned counsel appearing for the State/non-applicant opposes the bail application of the applicant and also the submission advanced by learned counsel for the applicant and submits that on the basis of the doctor's opinion, the cause of death was hanging and the statements of the family and other witnesses, the deceased was found to have committed suicide by hanging herself due to the harassment by the present applicant. He also submits that applicant has no criminal antecedent.
5. I have heard learned counsel appearing for the parties and perused the case diary.
6. Taking into consideration the facts and circumstances of the case, nature and gravity of allegation levelled against the applicant and the fact that the cause of death was asphyxia as a result of antemortem hanging and no other antemortem injuries were found on the person of the deceased except antemortem hanging and there is no eye



witness account in the present case, no dying declaration was recorded and no suicidal note was left behind by the victim. Applicant is in jail since 09.12.2025, and the conclusion of the trial may take some more time, this Court is of the view that the applicant is entitled to be released on bail in this case.

7. Let the applicant – **Triveni Sahu**, involved in Crime No.337/2025 registered at Police Station-Gunderdehi, District- Balod (C.G.) under Sections 80 of BNS, be released on bail on his furnishing a **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 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 for necessary information and compliance forthwith.

Sd/-
(Ramesh Sinha)
Chief Justice

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