



2026:CGHC:4134



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NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****MCRC No. 839 of 2026**

- Bisheshar Dhruw S/o Dhanau Ram Aged About 35 Years R/o Village-Parsada, Police Station And Tahsil Kasdol, District Balodabazar-Bhatapara C.G.

... Applicant**versus**

- State Of Chhattisgarh Through The Station House Officer, Police Station- Gandai, District- Khairagarh-Chhuikhadan-Gandai C.G.

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

For Applicant	: Mr. Parasmani Shrivastava, Advocate
For Respondent/State	: Ms. Anusha Naik, Dy.G.A.

Hon'ble Shri Ramesh Sinha, Chief Justice**Order on Board****23.01.2026**

1. The applicant has preferred this Second Bail Application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail, as he has been arrested in connection with Crime No. 102/2025, registered at Police Station – Gandai, District – Khairagarh-Chhuikhadan-Gandai (C.G.) for the offence punishable under Sections 420, 34 of the Bharatiya Nyaya Sanhita, 2023 (BNS).
2. The first bail application filed by the present applicant was rejected on merit in MCRC No.4199 of 2025 vide order dated 30.06.2025.



3. The case of the prosecution, is that on 27.04.2025, the complainant namely Santosh Dewanagan has lodged a written report stating that the present applicant along with other co-accused persons have cheated the complainant and other persons, they have received total sum of Rs.37,67,900/- through case and online mode for providing job on the post of Labour Inspector, Peon and Teacher from the complainant and other persons. Hence, FIR has been lodged against the applicant and co-accused person.
4. It is argued by the learned counsel for the applicant that the applicant is innocent and has been falsely implicated in this case. It is further submits that there is no criminal antecedents registered against the present applicant and the charge-sheet has been filed in this case and co-accused has already been granted bail by this Court in MCRC No.10375 of 2025 vide order dated 08.01.2026. The applicant is in jail since 01.05.2025 and trial is likely to take quite long time for its conclusion, therefore, he prays for grant of bail on the ground of parity.
5. On the other hand, the learned State counsel opposes the bail application and submits that there is no criminal antecedents registered against the present applicant, and the charge-sheet has been filed in this case. It is further contended that applicant along with other co-accused persons have cheated the complainant and other persons, they have received total sum of Rs.37,67,900/- through cash and online mode for providing job on the various post, and the first bail application of the applicant has been rejected by this Court in MCRC No.4199 of 2025 vide order dated 30.06.2025.
6. I have heard learned counsel for the parties and perused all of the



documents available on record.

7. Taking into consideration the facts and circumstances of the case, nature and gravity of allegation levelled against the applicant and the fact that there is no any criminal antecedents registered against the present applicant, further more co-accused has already been granted bail by this Court in MCRC No.10375 of 2025 vide order dated 08.01.2026. The applicant is in jail since 01.05.2025 charge-sheet has been filed against the applicant and conclusion of the trial is likely to take some time, I am inclined to allow this application on the ground of parity.
8. Let applicant, **Bisheshar Dhruw** involved in Crime No.102/2025, registered at Police Station – Gandai, District – Khairagarh-Chhuikhadan-Gandai (C.G.) for the offence punishable under Sections 420, 34 of the Bharatiya Nyaya Sanhita, 2023 (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



2026:CGHC:4134

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.

9. 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

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