



HIGH COURT OF CHHATTISGARH AT BILASPUR

WP227 No. 90 of 2026

Kishan Lal Sahu S/o Amar Singh Sahu Aged About 57 Years R/o 778,
Aamdi, Ward No. 10, Aamdi Dhamtari, District Dhamtari C.G.

... Petitioner

versus

1 - Choramandlam Investment and Finance Company Ltd. Through Jaydev
Kurre Local Office- Balaji Plaza First Floor Tiwari Baada Jagdalpur Road,
District Dhamtari C.G.

2 - Jail Superintendent District Jail Dhamtari, District Dhamtari C.G.

... Respondent

Order Sheet

22/01/2026	Mr. Raman Mishra, learned counsel for the petitioner appearing through Video Conferencing. Mr. Rohitashva Singh, learned Deputy Government Advocate for the State. Heard.
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Issue notice to the respondent No. 1 on payment of P.F. by ordinary mode as well as by Speed Post. P.F. be paid within three working days.

Learned counsel for the petitioner submits that the petitioner was sent to Civil Jail by the learned Executing Court i.e. District Judge (FTC), Dhamtari, (C.G.) vide its order dated 13.01.2026 in Execution Case No. 115 of 2026. He further submits that an arbitral award was passed against the petitioner and in favour of the respondent No. 1. To execute the said award, the respondent No. 1 filed a execution proceeding before the learned Executing Court. The petitioner has made some payment, however, those facts was suppressed by respondent No. 1 before the Executing Court and thus holding that the petitioner is not willing to make the payment, therefore, he was sent to Civil jail.

As no documents to demonstrate as to whether the learned Executing Court has complied with the provisions contend in the Order 21 Rules 37 & 39 of Civil Procedure Code (in short "CPC"), a report was called from the concerned Executing Court which indicates that the compliance of the said provisions has been made by it.

AMITA DUBEY Digitally signed by AMITA DUBEY Date: 2026.01.22 17:21:01 +0530 Ami	Learned counsel for the petitioner submits that the petitioner is in jail since 13.01.2026 and he had also moved an application under Order 21 Rule 40 read with Section 151 of CPC to release the petitioner on surety. He further submits that as the petitioner is in jail more than 7 days, he may be released by furnishing surety. In view of the above, prayer appears to be reasonable thus, it is ordered that the petitioner shall be released from jail on his furnishing a surety of Rs. 10,000/- to the satisfaction before the concerned Executing Court. Office is directed to send a certified copy of this order to the concerned Executing Court for necessary information and compliance forthwith. Post this matter after service report is received in the week commencing 23rd of February, 2026. Certified copy today. Sd/- (Sachin Singh Rajput) Judge
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