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NAFR

## HIGH COURT OF CHHATTISGARH AT BILASPUR

### MCRC No. 1407 of 2026

Ramesh Kumar Patle S/o Laxminarayan Patle Aged About 40 Years R/o  
Umedibhatha, Police Station- Hardi Bazar, District- Korba (C.G.)

... **Applicant**

**versus**

State Of Chhattisgarh Through- Station House Officer, Police Station - Hardi  
Bazar, District- Korba (C.G.)

...**Non-applicant**

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For Applicant : Mr. Aditya Khare, Advocate

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For Non-Applcant/State : Ms. Anusha Naik, Dy. G.A.

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**Hon'ble Shri Ramesh Sinha, Chief Justice**

### **Order on Board**

**18.03.2026**

1. This is the first bail application filed under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the applicant who has been arrested in connection with Crime No. 193/2024 registered at Police Station - Hardi Bazar, District - Korba (C.G.), for the offences punishable under Sections 309(2), 115(2)(b), & 3(5) of the BNS 2023.
2. The prosecution story, in brief, is that a report was lodged by Dinesh



Kumar alleging inter alia that he is working as a Supervisor at R.B. Construction, which is engaged in constructing a bridge near the Leelagar River. In the intervening night of 19/20-07-2024, it is alleged that some unknown persons arrived in a pickup vehicle and stolen iron rod, HP Tullu pump, an LPG gas cylinder, and cable wire, all amounting to Rs. 90,000/-. It is further alleged that they came in a pickup bearing registration number CG-12/BF-7527.

3. Learned counsel for the applicant submits that the applicant is an innocent person and has been falsely implicated in this offence. It is further submitted that the charge-sheet has already been filed and the trial is likely to take considerable time for its conclusion, and therefore continued detention of the applicant is not warranted; it is also contended that the alleged offences are not punishable with death or imprisonment for life, and that the FIR was initially lodged against unknown persons and the present applicant has been implicated only on the basis of an alleged memorandum, which is doubtful; it is further submitted that the applicant is the sole breadwinner of his family and his prolonged pre-trial detention would adversely affect the livelihood of his dependents; learned counsel also submits that on similar allegations, the co-accused has already been granted bail by this Hon'ble Court in M.Cr.C. No. 10088/2025 vide order dated 09.12.2025, and the case of the present applicant stands on identical footing; it is further submitted that the applicant is in custody since 28.07.2025, and he undertakes to appear before the trial Court and not to misuse the liberty if granted bail, therefore, he deserves to be released on bail.



4. On the other hand, learned State Counsel opposes the bail application of the present applicant and submits that the charge-sheet has already been filed in the present case.
5. I have heard learned counsel for the parties and perused the case diary.
6. Considering the overall facts and circumstances of the case, the nature and gravity of the allegations levelled against the applicant, it is submitted that the charge-sheet has already been filed before the competent Court and that on similar allegations the co-accused has been granted bail by this Hon'ble Court in M.Cr.C. No. 10088/2025 vide order dated 09.12.2025, and further that the applicant has remained in judicial custody since 27.12.2025 it is also submitted that the conclusion of the trial is likely to take considerable time, and therefore, in view of the aforesaid circumstances, the applicant deserves to be enlarged on regular bail.
7. Let the Applicant – **Ramesh Kumar Patle**, involved in Crime No. 193/2024 registered at Police Station - Hardi Bazar, District - Korba (C.G.), for the offences punishable under Sections 309(2), 115(2)(b), & 3(5) of the BNS 2023, be released on bail on his furnishing **personal bond** with **two local 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



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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 concerned for necessary information and compliance forthwith.

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