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HIGH COURT OF CHHATTISGARH AT BILASPUR**MCRC No. 1398 of 2026**

1 - Deepak Sori S/o Satyawan Sori Aged About 24 Years R/o Jaitpuri Patelpara, P.S. And District - Kondagaon Chhattisgarh

... Applicant**versus**

1 - State Of Chhattisgarh Through - The Police Station Kondagaon District - Kondagaon Chhattisgarh

... Respondent

For Applicant	: Mr. Pravin Kumar Tulsyan, Advocate
For State/Respondent	: Mr. Rishi Raj Pithawa, Dy. G.A.

Hon'ble Shri Justice Arvind Kumar Verma**Order on Board****23/02/2026**

1. This is the Second Bail Application filed under Section 483 of BNSS, 2023 for grant of regular bail to the applicant, who has been arrested in connection with **Crime No. 276/2025**, registered at P.S.- Kondagaon, District- Kondagaon (C.G.) for commission of

offence punishable under Section 137(2), 64 of the BNS, 2023 and under Section 06 of Protection of Children from Sexual Offences Act,, 2012.

2. First Bail Application bearing MCRC No. 8883 of 2025 was dismissed as withdrawn by this Court vide its order dated 18.12.2025.
3. Pursuant to the order dated 09.02.2026, the victim along with her mother appeared before this Court through DLSA, Kondagaon and raised objection to the present bail application.
4. The prosecution story, in brief, is that the mother of the victim has lodged the FIR against the present applicant alleging that in the intervening night of 24.06.2025, the accused lured the victim and kidnapped her, committed sexual intercourse with the minor victim. On such complaint police has registered the FIR against the present applicant and started the investigation and arrested the applicant in the alleged offence/crime.
5. Learned counsel for the applicant submits that the applicant has been falsely implicated in this case, as there is affair between the applicant and the victim and the prosecution has failed to collect any clinching evidence to prove the alleged incident. The applicant is in jail since 14.08.2025, the charge-sheet has already been filed and nothing is left for investigation.

6. Learned State Counsel raised objection to the contentions of the counsel for the applicant and submits that the applicant has committed alleged offence with minor victim. Hence, he is not entitled for grant of bail.

7. I have heard learned counsel for the parties and perused the case diary.

8. Taking into consideration the facts and circumstances of the case, submissions of the counsels, as the charges were framed against the applicant and there are total 15 witnesses out of which 7 witnesses have been examined including the victim. As per the prosecution story and statement given by the victim before the learned trial Court, it is crystal clear that there is affair between the applicant and the victim. Looking to the statement given by the victim before the learned trial Court also considering the facts that he is not having any other criminal antecedents, detention period of applicant, conclusion of trial may take some time, without commenting anything on merits of the case, I am inclined to allow this bail application.

9. Let the applicant- **Deepak Sori**, involved in Crime No. 276/2025 registered at Police Station- Kondagaon, District- Kondagaon (C.G.), for the offence punishable under aforesaid sections be released on bail on his furnishing a **bail bond of Rs. 10,000/-** with one surety 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 them under Section 269 of Bhartiya Nyay Sanhita, 2023

(iii) In case, the applicant misuses the liberty of bail during trial and in order to secure their presence, proclamation under Section 84 of BNSS, is issued and the applicant fail to appear before the court on the date fixed in such proclamation, then, the trial court shall initiate proceedings against them, in accordance with law, under Section 209 of Bhartiya Nyaya Sanhita, 2023.

(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 BNSS.

If in the opinion of the trial court absence of the applicants 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 them in accordance with law.

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

Sd/-

(Arvind Kumar Verma)

JUDGE