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NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****MCRC No. 1711 of 2026**

Adil Khan S/o Shri Late Rahim Khan Aged About 25 Years R/o Bajrang Chowk
Talapara P.S. Civil Lines, Tahsil And District Bilaspur, Chhattisgarh.

... Applicant**versus**

State of Chhattisgarh Through Station House Officer, Police Station Tarbahar,
District Bilaspur, Chhattisgarh.

... Non-applicant

For Applicant	: Ms. Megha Mishra, Advocate.
For Non-applicant/State	: Ms. Ankita Shukla, Panel Lawyer.

Hon'ble Mr. 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. 250/2025 registered at Police Station – Tarbahar, District Bilaspur (C.G.) for the offence punishable under Section 25 of the Arms Act.
2. The prosecution story, in brief, is that on 05.08.2025, the patrolling team received secret information to the effect that the present applicant was standing near the old bus stand and was in possession of a knife. On the basis of the said information, a search was conducted, and a knife was seized from his possession. Thereafter, a crime was registered under



Section 25 of the Arms Act, and upon completion of the investigation, the prosecution agency filed a charge sheet against the present applicant for the said offence.

3. Learned counsel for the applicant submits that the applicant has been falsely implicated in the present case. It is further submitted that the applicant has five criminal antecedents under the Gambling Act, NDPS Act, Arms Act, and Excise Act, however, out of the said cases, the applicant has been acquitted in one case, two cases have been disposed of upon payment of fine, and only two cases are presently pending. Explanations in respect thereof have been duly furnished in paragraph 4(a) of the present bail application. It is also submitted that the applicant has been in judicial custody since 06.08.2025. On these grounds, learned counsel prays for grant of regular bail to the applicant.
4. On the other hand, learned State counsel opposes the bail application and submits that the charge-sheet has already been filed before the competent Court. She further submits that, in view of the criminal antecedents of the applicant, which demonstrate that he is a habitual offender, he is not entitled to the grant of regular bail.
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, namely that the applicant has five criminal antecedents under the Gambling Act, NDPS Act, Arms Act, and Excise Act, however, out of the said cases, the applicant has been acquitted in one case, two cases have been disposed of upon payment of fine, and only two cases are presently pending and explanations in respect thereof have been furnished in paragraph 4(a) of the present bail application and further



considering that the charge-sheet has been filed before the competent Court and that the applicant has been in judicial custody since 06.08.2025, and that the conclusion of the trial may take some more time, this Court is of the considered view that the applicant is entitled to be released on bail in the present case.

7. Let the Applicant – **Adil Khan**, involved in Crime No. 250/2025 registered at Police Station – Tarbahar, District Bilaspur (C.G.) for the offence punishable under Section 25 of the Arms Act, be released on bail on his furnishing **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.



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(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**

Abhishek