



2026:CGHC:13678



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NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****M.Cr.C No.1761 of 2026**

Rohit Yadav S/o Shri Ram Dular Yadav, Aged About 18 Years R/o
Gumka, P.S. Udaypur, District Surguja C.G. **... Applicant**

versus

State Of Chhattisgarh Through Station House Officer, Udaypur,
District Surguja C.G. **... Non-Applicant**

For Applicant :Shri Ajay Kumar Pandey, Advocate.

For Non-Applicant/State :Shri Afroj Khan, PL.

Hon'ble Shri Justice Sanjay Kumar Jaiswal**Order on Board****23.03.2026**

1. This is the 1st 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.185/2025 registered at Police Station – Udaypur, District –



Surguja, Chhattisgarh for the offence under Sections 137(2), 87, 65(1) and 64(2)(3) of BNS as also under Section 5(3) read with Section 6 of POCSO Act.

2. According to prosecution story, on 22.12.2025, mother of the alleged victim lodged a complaint at Police Station Udaipur alleging that on 22.12.2024 at about 8:00 PM, the Applicant allegedly took her minor daughter to a house situated near a forest area and committed sexual assault upon her. It has further been alleged that thereafter the Applicant allegedly established physical relations with the victim on several occasions on the pretext of marriage. Based on these allegations, the offences as mentioned above have been registered against the present Applicant. Hence this application.

3. Learned counsel for the Applicant submits that the Applicant is innocent and has been falsely implicated in the present case. He further submits that out of 13 witnesses, only 3 i.e. the victim, her mother and father have been examined, they have not supported the case of the prosecution and turned hostile. He further submits that the mother of the victim has stated in her evidence that the victim is aged about 19 years. He lastly submits that the Applicant is in jail since 22.12.2025 and the trial is likely to take quite some time for its conclusion, therefore, he may be granted bail.

4. On the other hand, learned Counsel for the State opposed the bail application and submitted that at the time of incident, the



victim was minor and the Applicant has forcibly taken her away from the lawful custody of her parents.

5. Despite service of notice, the victim did not appear today.

6. Having considered the submissions made by learned Counsel for the parties and the facts and circumstances of the case, further considering the statements of the victim and her parents recorded before the Court below, further considering the pre-trial detention and also considering that trial is likely to take quite some time for its conclusion, without further commenting anything on the merits of the case, I am inclined to release the Applicant on regular bail.

7. Accordingly, the bail application is **allowed**. The Applicant is directed to be released on bail on his furnishing a personal bond in sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the trial Court for his appearance before the said Court as and when directed in that behalf.

C.C as per rules.

Sd/-
(Sanjay Kumar Jaiswal)
Judge