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NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****MCRC No. 2640 of 2026**

Shabbir Khan S/o Nazeer Khan Aged About 38 Years R/o 16/667, Mominpara,
Beside of Dadabhai Petiwale, Raipur, District- Raipur (CG)

... Applicant**versus**

State of Chhattisgarh Through- Thana Civil Line, Raipur, District- Raipur (CG)

... Non-applicant

For Applicant	: Mr. Arun Kukreja, Advocate.
For Non-Applicant/State	: Mr. Soumya Rai, Dy. Govt. Advocate.

Hon'ble Mr. Ramesh Sinha, Chief Justice**Order on Board****23.03.2026**

1. This is the Second 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. 129/2025 registered at Police Station – Civil Line, District – Raipur (C.G.), for the offence punishable under Sections 317(2), 317(4), 317(5), 111, 3(5) of the Bhartiya Nyaya Sanhita, 2023.
2. The earlier bail application of the applicant being MCRC No. 134 of 2026 was rejected on merits by this Court vide order dated 08.01.2026.
3. The prosecution story, in brief, is that the Government of India has established a Cyber Crime Reporting Portal for the prevention of cyber offences, through which victims can report incidents of cyber fraud. On



the basis of information received through this system, it was revealed that a total of 128 bank accounts had been opened in Bank of Maharashtra, Raipur Branch (IFSC Codes: MAHB0000439, MAHB0001928, MAHB0002335, MAHB0002400), which were being used to receive amounts obtained through cyber fraud. On the basis of this information and in compliance with the directions issued by the Police Headquarters, Police Station Civil Lines, Raipur registered Crime No. 129/2025 under Sections 317(2), 317(4), 317(5), 111, 3(5) of the BNS, 2023 against the said 128 account holders, and the matter was subsequently handed over to the Range Cyber Police Station, Raipur for investigation. These bank accounts have been identified as mule accounts, which were allegedly used by cyber criminals for transferring the proceeds of fraud.

4. Learned counsel for the applicant submits that the first bail application of the applicant was rejected by this Court vide order dated 08.01.2026 in MCRC No.134 of 2026, therefore, this second bail application is filed on the ground that the identically situated co-accused person, namely, Krishna Ghodesawar has already been granted bail by this Court vide orders dated 28.01.2026 in MCRC No. 902 of 2026. He also submits that the applicant has no criminal antecedents, further, the charge-sheet has already been filed in the present case and the applicant has been in jail since 03.07.2025, hence, he prays for grant of regular bail to the applicant.
5. On the other hand learned State counsel opposes the bail application of the applicant and submits that the charge-sheet has been filed in the present case.
6. I have heard learned counsel for the parties and perused the case diary.
7. Taking into consideration the facts and circumstances of the case that



the applicant has no criminal antecedents and the second bail application of the other co-accused person, namely, Krishna Ghodesawar has already been granted bail by this Court vide orders dated 28.01.2026 in MCRC No. 902 of 2026. Also considering the fact that the charge - sheet has already been submitted in the present case before the competent Court and the applicant has been in jail since 03.07.2026 and conclusion of the trial may takes some more time. Therefore, this Court is of the view that the applicant is entitled to be released on bail in this case on the ground of parity.

8. Let the Second Bail of the Applicant – **Shabbir Khan**, involved in Crime No. 129/2025 registered at Police Station – Civil Line, District – Raipur (C.G.), for the offence punishable under Sections 317(2), 317(4), 317(5), 111, 3(5) of the Bhartiya Nyaya Sanhita, 2023, be released on bail on 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



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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.

9. 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