



2026:CGHC:10303



2026:CGHC:10303

NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****MCRC No. 2049 of 2026**

1 - Nehru Ram S/o Chaman Ram Aged About 30 Years R/o Chheraghoghara Thana - Kansabel District- Jashpur (C.G.)

2 - Jagdish Kujur S/o Late Dayal Kujur Aged About 30 Years R/o Village- Chundarha Thana Kansabel District- Jashpur (C.G.)

3 - Satanand Chouhan S/o Mansay Chouhan Aged About 37 Years R/o Badhnijharia Thana Kansabel District- Jashpur (C.G.)

4 - Sudeep Lakra S/o Pradeep Lakra Aged About 30 Years R/o Village- Chundarha Post- Chheraghoghara Thana - Kansabel District- Jashpur (C.G.)

5 - Ashok Kumar Painkra S/o Bimal Sai Painkra Aged About 39 Years R/o Chhoraghoghara Kenadand Jashpur Kansabel District- Jashpur (C.G.)

...Applicants**versus**

State Of Chhattisgarh Through- P.S. Kansabel, District- Jashpur (C.G.)

.. Respondent



For Applicants : Shri Vikas Kumar Pandey, Advocate.

For : Smt. Smriti Shrivastava, PL.

Respondent/State

Hon'ble Mr. Ramesh Sinha, Chief Justice

Order on Board

27/02/2026

1. This is the first bail application filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of regular bail to the applicants who have been arrested in connection with Crime No.154/2025 registered at Police Station Kansabel District Jashpur (C.G.) for the offence punishable under Section 105 of B.N.S. Act and Section 135 of Electricity Act.
2. Case of the prosecution, in brief, is that the complainant namely Indranath Yadav has lodged report to the concerned police station alleging that on 02/12/25 his father deceased Dashrath Yadav has stayed in the temporary cowshed constructed in a Badnijhriya forest to look after and feed the buffaloes. When the deceased did not returned home till next date of morning, a search was conducted and the deceased was found lying there dead after being electrocuted by a live wire connected to an electric pole for killing pigs. Thereafter police has registered Crime No.154/2025 for offence U/S 105 of B.N.S. and 135 of Electricity Act against the accused person.
3. Learned counsel for the applicants submits that present applicants are innocent and they have been falsely implicated in the present case. He would submit that the applicants are agriculturist and are



villagers and before the incident the Kotwar has told the complainant that the electric wires have been laid towards Badnijhariya forest for hunting wild boars and also informed cowshed. He would submit that in this case there are no eye witness to show that the applicants have laid down live wires for hunting of pigs, on the basis of suspicion and village politics the complainant implicated the applicants. He would submit that the applicants belong to different caste and they are not owner of field where the live wire was laid down. He would submit that the charge sheet has been filed in this case, the applicants is in jail since 03/12/2025 and conclusion of trial will take some time, therefore, he prays for grant of bail to the applicants.

4. On the other hand, learned State Counsel opposes the bail application and she would submit that charge sheet has been filed in this case before the competent court.
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, nature of allegation levelled against the applicants, period of detention of the applicants since 03/12/2025, charge sheet has been filed and also considering the fact that trial is likely to take some time for its conclusion, therefore this Court is of the view that the applicants are entitled to be released on bail in this case.
7. Accordingly, the bail application is allowed and it is directed that



the Applicants- **Nehru Ram, Jagdish Kujur, Satanand Chouhan, Sudeep Lakra & Ashok Kumar Painkra**, involved in Crime No.154/2025 registered at Police Station Kansabel District Jashpur (C.G.) for the offence punishable under Section 105 of B.N.S. Act and Section 135 of Electricity Act, be released on bail on each of them furnishing a **personal bond** with **two sureties** in the like sum to the satisfaction of the Court concerned with the following conditions:-

- (i) The applicants shall file an undertaking to the effect that they 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 applicants shall remain present before the trial court on each date fixed, either personally or through their counsel. In case of their absence, without sufficient cause, the trial court may proceed against them under Section 269 of Bharatiya Nyaya Sanhita.
- (iii) In case, the applicants misuses the liberty of bail during trial and in order to secure their presence, proclamation under Section 84 of BNSS. is issued and the applicants fails 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 the Bharatiya Nyaya Sanhita.

(iv) The applicants 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 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.

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

Sd/-
(Ramesh Sinha)
CHIEF JUSTICE