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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 2017 of 2026

Shakti Singh @ Shakti Das S/o Late Ashok Ravi Das Aged About 26 Years R/o Krishna Nagar, Ward No. 17, Chowki Manikpur, District Korba, Chhattisgarh.

... **Applicant**

versus

State of Chhattisgarh Through P.S. Katghora, District Korba, Chhattisgarh.

... **Non-applicant**

For Applicant : Mr. Vikas Kumar Pandey, Advocate

For Non-applicant/State : Ms. Monika Thakur, Panel Lawyer.

Hon'ble Shri Ramesh Sinha, Chief Justice

Order on Board

27.02.2026

1. This is the **First bail application** filed under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 (BNSS) for grant of regular bail to the applicant who has been arrested in connection with Crime No. 340/2025 registered at Police Station : Katghora, District Korba (C.G.) for the offence punishable under Sections 109(1), 61(2), 3(5) of the Bhartiya Nyaya Sanhita, 2023 and Section 25 and 27 of the Arms Act.
2. The brief facts of the prosecution case are that on 24.09.2025 at about 9:00 PM, the complainant, Afreen Bano, was at her residence in Kasaniya when she heard a loud noise. Upon checking, she saw a person with a red scarf covering his face, holding a firearm. As the family attempted to close the door, the said individual fired a shot, which struck



the house gate. On the basis of the report lodged by the complainant, an FIR was registered against the accused person. Thereafter, the police arrested the co-accused.

3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the present case. He further submits the name of the present applicant has not been mentioned in the FIR, only on the basis of memorandum statement of co-accused person, namely, Durgesh Pandey, he has been implicated in this case. He also submits that the other co-accused person, namely, Ashish Jangde and Bablu Das have already granted regular bail by this Court in MCRC No. 1544 of 2026 and MCRC No. 1775 of 2026 vide orders dated 12.02.2026 and 19.02.2026. He submits that the present applicant has no criminal antecedents and he is in jail since 25.09.2025, conclusion of the trial may take some time, therefore, he prays for grant of regular bail to the applicant.
4. On the other hand, learned State counsel opposes the bail application of the present applicant and submits that in the present case, the charge-sheet has already been submitted before the competent Court.
5. I have heard learned counsel for the parties and perused the case diary.
6. Considering the facts and circumstance of the case, nature and gravity of offence and further the fact that the applicant has no criminal antecedents, moreover, the charge-sheet has already been submitted in the present case before the competent Court, the present applicant has been languishing in jail since 25.09.2025, trial is likely to take sometime for its conclusion, therefore, I am of the opinion that the applicant is entitled to be released on bail in this case.



7. Let applicant, **Shakti Singh @ Shakti Das**, involved in Crime No. 340/2025 registered at Police Station : Katghora, District Korba (C.G.) for the offence punishable under Sections 109(1), 61(2), 3(5) of the Bhartiya Nyaya Sanhita, 2023 and Section 25 and 27 of the Arms Act, be released on bail on his furnishing **a personal bond with two sureties** in the like amount 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.

(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



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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