



2026:CGHC:14729

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 2152 of 2026**

Bulle Suresh S/o Late Veeraswami Aged About 25 Years R/o Kopusuru Vajed, P.S. Vajed District- Julgu (Talangana) (Details Of Applicant As Per Charge- Sheet)

... Applicant**versus**

State Of Chhattisgarh Through- The Police Station Bhopalpatnam District- Bijapur (C.G.).

---- Respondent**(Cause title is taken from the CIS)**

For Applicant : Mr. Pravin Kumar Tulsyan, Advocate

For State-Respondent : Mr. Raj Kumar Sahu, PL

Hon'ble Shri Justice Arvind Kumar Verma**Order on Board****30/03/2026**

1. This is **second** bail application. First bail application was dismissed as withdrawn vide order dated 11.12.2025.
2. This second bail application filed under Section 483 of the BNSS, 2023 for grant of regular bail to the applicant who has

been arrested in connection with Crime No.50/2025 registered at Police Station Bhopalpatnam, District Bijapur (C.G.), for the offence punishable under Sections 137(2), 64(1) & 87 of BNS, Sections 4 & 6 of the POCSO Act and 3(2)(v-a) of the SC/ST Act.

3. Case of the prosecution, in brief is that the victim's father lodged an FIR alleging that his daughter had gone to Telangana with her relatives on 18.08.2025. On 26.08.2025, the accused the pretext of allegedly lured and kidnapped her on marriage, took her to his village, married her in a temple, and kept her for about two months as his wife. Upon returning home, the victim stated that the accused had kept her in Telangana as his wife and had established physical relations with her.
4. Learned counsel for the applicant contended that the applicant is an innocent and has been falsely implicated in the said case. He further contended that the prosecution has failed to collect any clinching nature of evidence to prove that on the date of incident the victim is minor. No credible medical evidence or injury report has been brought on record to support the allegations of non-consensual sexual intercourse. He further contended that the victim has herself stated that the present applicant has married her and they were residing as husband and wife at Telangana for more than 02 months. The victim and her family are misusing the legal process to harass the applicant after their relationship

turned sour. Lastly, he contended that the applicant is in jail since 03.11.2025 and the trial will take considerable time for its conclusion, therefore, the applicant may be released on bail.

5. Learned State Counsel opposes the submission made by learned counsel for the applicant.
6. Pursuant to order dated 09.03.2026, victim and her father appeared through virtual mode from the DLSA Bijapur. On being asked, they have no objection to release the applicant on bail.
7. I have heard learned counsel for the parties and perused the case diary.
8. Considering the facts of the case, submission made by learned counsel for the parties. From the bare perusal of the case diary, it is revealed that the statements of the victim and her father are not supported the case of prosecution and further considering that they have no objection to release the applicant on bail. The applicant is in jail since 03.11.2025 and conclusion of the trial may take some more time, this Court is of the view that the applicant is entitled to be released on bail in this case.
9. Let the applicant involved in Crime No.50/2025 registered at Police Station Bhopalpatnam, District Bijapur (C.G.), for the offence punishable under Sections 137(2), 64(1) & 87 of BNS, Sections 4 & 6 of the POCSO Act and 3(2)(v-a) of the SC/ST

Act, be released on bail on his furnishing a personal bond of Rs.10,000/- with one surety 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 BNS, 2023.

(iii) In case, the applicant misuses the liberty of bail during trial and in order to secure his presence, proclamation under Section 84 of the BNSS, 2023 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 BNS, 2023.

(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, 2023. 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.

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

Sd/-

(Arvind Kumar Verma)
Judge

Vasant