



2026:CGHC:13813



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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 2648 of 2026

Jatindas Manikpuri S/o Late Rajudas Manikpuri Aged About 27 Years R/o Gokulpur Ward, Gokul Vatika, Dhamtari, Tehsil An Dist. Rajnandgaon.

... Applicant

versus

State of Chhattisgarh Through Police Station, Kotwali District Rajnandgaon, (C.G.)

... Non-applicant

For Applicant : Mr. Sangeet Kumar Kushwaha, Advocate

For Non-applicant/State : Mr. Soumya Rai, Dy. Govt. Advocate.

Hon'ble Shri Ramesh Sinha, Chief Justice

Order on Board

23.03.2026

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. 107/2026 registered at Police Station : Kotwali, District Rajnandgaon (C.G.) for the offence punishable under Sections 111 of the Bhartiya Nyaya Sanhita, 2023 and Sections 25 and 27 of the Arms Act.
2. As per the prosecution story, on 12.02.2026 at about 19:30 hours, the Police Outpost Chikhli, Police Station Kotwali, District Rajnandgaon, received secret information through an informant that Shivam Sinha alias "Charlie", along with his associates, was present near Dabba Maidan



Kabristan, Shankarpur, and was brandishing a pistol and country-made firearms to threaten local residents. Acting upon the said information, the police recorded an entry in the rojnamcha, prepared a mukhbir panchnama, and proceeded to the spot along with staff and independent witnesses. Upon reaching the spot, four persons were found present who, on seeing the police party, attempted to flee but were apprehended after a due chase. On inquiry, they disclosed their names as (1) Shivam Sinha alias Charlie, (2) Digambar Sahu, (3) Sevak alias Dala Kashyap, and (4) Shiva alias Gunjesh Verma. During the personal search conducted in the presence of witnesses, one pistol with a black grip and yellow star mark, along with an empty magazine and one live cartridge, was recovered from Shivam Sinha. From Digambar Sahu, one country-made katta (desi pistol) was recovered. Seizure memos were prepared on the spot in accordance with law. Accordingly, Crime No. 107/2026 was registered at Police Station Kotwali, District Rajnandgaon, for offences under Sections 25 and 27 of the Arms Act and Section 111 of the Bharatiya Nyaya Sanhita. The accused persons were arrested, and the seized weapons were taken into custody for further investigation.

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 the name of the present applicant has not been mentioned in the FIR, and that the applicant has been implicated only on the basis of the memorandum statement of co-accused persons. He also submits that no recovery of the aforesaid pistol has been made from the possession of the present applicant. He further submits that the applicant has no criminal antecedents and has been in custody since 13.02.2026. As the conclusion of the trial is likely to take some time, 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 not submitted before the competent Court.
5. I have heard learned counsel for the parties and perused the case diary.
6. Considering the submissions made by learned counsel for the applicant, and the fact that the charge-sheet has not yet been submitted before the competent Court in the present case, and upon perusal of the case diary, this Court finds that the name of the applicant is not mentioned in the FIR and his implication appears to be based only on the memorandum statement of co-accused persons. Further, no recovery of the alleged pistol has been made from the possession of the applicant. Moreover, the applicant is stated to have no criminal antecedents and has been in custody since 13.02.2026. Taking into consideration the aforesaid facts and circumstances of the case, and also the fact that the conclusion of the trial is likely to take some time, without commenting on the merits of the case, this Court is inclined to allow the bail application.
7. Let applicant, **Jatindas Manikpuri**, involved in Crime No. 107/2026 registered at Police Station : Kotwali, District Rajnandgaon (C.G.) for the offence punishable under Sections 111 of the Bhartiya Nyaya Sanhita, 2023 and Sections 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 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