



2026:CGHC:12979

NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****CRA No. 718 of 2026**

1 - Ajay Sahu S/o Sewaram Sahu, Aged About 20 Years, R/o Village-Jevra, P.S. And Tahsil- Khamhariya, District -Bemetara (C.G.).

... Appellant**versus**

1 - State Of Chhattisgarh Through Station House Officer Police Station - Kawardha District-Kabirdham (C.G.).

... Respondent

For Appellant : Mr. Shubham Tiwari, Adv. With Ms. Najmi Begam, Advocate.

For Respondent/State : Mr. K. K. Baharani, P.L.

Hon'ble Shri Justice Sanjay Kumar Jaiswal**Order On Board****18/03/2026**

1. This appeal is filed under Section 14-A(2) of the SC & ST (Prevention of Atrocities) Act, 1989 for grant of regular bail to the appellant as he is arrested in connection with Crime No. 211/2025 registered at police station Kawardha, District Kabirdham (C.G.) for commission of offence punishable under Sections 64(2)(m), 115(2), 351(3) of BNS and Section 3(2)(v), 3(2)(va) of SC & ST (Prevention of Atrocities) Act.
2. The first bail application of the appellant was rejected by this Court on 05.08.2025 in CRA No. 1426/2025.

3. As per the case of the prosecution, the victim lodged a written complaint stating therein that on 23.12.2024 the appellant took her for the first time to the rented house of his friend Dagendra Sahu, who works in Kawardha, near Vandana Garage, at bypass road, Kawardha, where the accused Ajay Sahu, saying that he will marry the victim, forcibly had physical relations with her against her will, and in the evening he left her at thanan Khamariya to go home and went to his home. On 29.03.2025 the accused Ajay Sahu said that both of them would elope and get married and come with preparations, then the victim took clothes, Aadhar card and fifty thousand rupees and boarded a bus and went to Raipur with Ajay Sahu, from where he boarded a bus and went to Pune, Maharashtra and there he took her to his friend Ishu's house, saying that he would marry her in a temple, and kept having physical relations with her. On 09.04.2025, Ajay Sahu brought her to his uncle Girdhar Sahu's house at Raipur Gudhiyari, stayed there for a week, then took her to a rented house in Sitanagar, where he forcibly had physical relations with her for 15 days, last had physical relations with her on 05.05.2025, and on 06.05.2025 he left her and ran away. Based on this, offence has been registered against the present appellant.
4. Learned Counsel appearing for the Appellant submits that the Appellant is innocent and has been falsely implicated in the case. He further submits that the prosecutrix was voluntarily involved in a mutual love relationship with the appellant. The prosecutrix is a major lady, and she is a consenting party. He further submits that the appellant performed marriage with the prosecutrix, thereafter he had physical relations with her. The appellant has been in jail since 16.06.2025, and the trial is likely to take considerable time to be finalized; therefore, it is prayed that the appeal may be allowed and the appellant may be released on bail.
5. On the other hand, learned Counsel appearing for the State opposes the bail application and submits that there is sufficient

evidence available on record against the Appellant, therefore, considering the nature and gravity of offence, the Appellant may not be enlarged on bail.

6. On 17.03.2026, the victim along with her counsel is present in person before this Court and raised her no objection in granting bail to the appellant.
7. I have heard learned Counsel appearing for the parties and perused the documents available on record.
8. Considering the facts and circumstances of the case, the nature and gravity of the offence, and on perusal of the court statement of the victim, and the fact that the appellant has been in jail since 16.06.2025, and the trial is likely to take considerable time to conclude, I find it appropriate to release the appellant on bail due to a change in circumstances.
9. Accordingly, the appeal is **Allowed** and it is directed that the appellant shall be released on bail on his furnishing a personal bond in the sum of Rs. 25,000/- with one surety in the like sum to the satisfaction of the trial Court. appellant is directed to appear before the trial Court on each and every date to be given to him by the said Court till disposal of the trial. It is made clear that any observation made by this Court in this order shall not affect the trial of the case.
10. Office is directed to sent a certified copy of this order to the trial Court concerned for necessary information and compliance forthwith.

Sd/-

(Sanjay Kumar Jaiswal)
Judge