



2026:CGHC:14800



2026:CGHC:14800

NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****MCRC No. 2409 of 2026**

1 - Smt. Khom Bai Patel W/o Vikram Patel Aged About 55 Years
Resident Of Village- Raka Police Station Dongargarh District-
Rajnandgaon (C.G.)

... Applicant**versus**

1 - State Of Chhattisgarh Through- The Station House Officer Police
Station Dongargarh District Rajnandgaon (C.G.)

... Respondent

For Applicant	: Mr. Shikhar Sharma, Advocate.
For State	: Mr. Akhilesh Kumar, G.A.

Hon'ble Shri Justice Sanjay Kumar Jaiswal**Order on Board****30/03/2026**

1. This is the **first bail** application filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the applicant who has been arrested in connection with Crime No. 405/2025 registered at Police Station – Dongargarh, District Rajnandgaon (C.G.), for the offence punishable under Section 103(1) of BNS.
2. As per the prosecution's case, complainant Punarad Ram Mandavi lodged a report stating therein that on 16.08.2025 at about 6:00 pm, the grandson of accused Smt. Khom Bai informed him that Bed Bai fell in the courtyard, upon which he went there accompanying Kotwar Sampat Lal, where he found



Bed Bai had died, then he asked Smt. Khom Bai as to how this happened then she told that upon 5:00 pm, when she was in her home, her mother-in-law Bed Bai came there holding stick on her hand and started abusing her by using filthy languages, cause of which she got annoyed and she snatched the stick from her mother-in-law's hand and started beating her, upon which she fell down and got unconscious. Based on this, offence has been registered against the present applicant.

3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in this case. He further submits that there are a total of 17 listed witnesses in this case, out of which 7 witnesses have been examined, and all the 7 examined witnesses, including the complainant, memorandum and seizure witnesses, have turned hostile. Even in the postmortem report, the doctor has stated that the injury may be caused by falling in hard and rough surface and even in the opinion of the doctor who completed the postmortem, stated that the cause of death is hypovolemic shock due to excessive hemorrhage and did not state that it is homicidal in nature. The applicant is a lady, and she is in jail since 17.08.2025, and the trial is likely to take considerable time to conclude. Therefore, he prays for the grant of regular bail to the applicant.
4. On the other hand, learned counsel for the State opposed the bail application and submits that there is a seizure of stick from the applicant; therefore, she may not be enlarged on bail.
5. I have heard learned counsel appearing for the parties and perused the case diary.
6. Considering the facts and circumstances of the case and also considering the fact that the applicant is an elderly lady who is in custody since 17.08.2025, and the trial is likely to take considerable time, therefore, at this stage, without commenting on merits of the case, I am inclined to release the applicant on bail.
7. Accordingly, the application is **allowed** and it is directed that



the applicant shall be released on bail on her 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. The applicant is directed to appear before the trial Court on each and every date to be given to her 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.

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

Sd/-
(Sanjay Kumar Jaiswal)
Judge

H.L. Sahu