



2026:CGHC:19140

NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****MCRC No. 3182 of 2026**

- Munat Yadav S/o Mohan Yadav Aged About 18 Years R/o Village Dhusera, Police Station Mujgahan, District- Raipur (C.G.)

... Applicant(s)**versus**

- State of Chhattisgarh Through Station House Officer, P.S. Mujgahan, Raipur, District- Raipur (C.G.)

... Respondent(s)**(Cause title is taken from Case Information System)**

 For Applicant(s) : Mr. C.R. Sahu, Advocate

 For Respondent(s) : Ms. Sameeksha Gupta, Panel Lawyer

Hon'ble Shri Ramesh Sinha, Chief Justice**Order on Board****25.04.2026**

1. The applicant has preferred this First Bail Application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail, as he has been arrested in connection with Crime No. 21/2026, registered at Police Station – Mujgahan, District – Raipur (C.G.) for the offence punishable under Sections 296, 109, 3(5) of BNS, 2023.
2. The case of the prosecution, is that the allegation against the applicant and other co- accused is that other co- accused used filthy language against the injured person, Tularam sahu and while

threatening to kill him, Co-accused Sahil Yadav attacked him with knife in three place on his back. Furthermore they are accused of causing head injury by beating him with bangle (chuda) worn on his hand. Along with committing physical assault. Hence this Application. Based upon such report the consent police station has registered offence punishable U/s 296, 109, 3(5) of the B.N.S. against the applicant.

3. It is argued by the learned counsel for the applicant that the applicant is innocent and has falsely been implicated in this case. It is further submitted that the present applicant has been implicated in the case solely on the basis of the memorandum statement of a co-accused. It is contended that the only allegation against the applicant is that he used abusive language towards the injured, Tularam Sahu, and allegedly threatened to kill him. There is no allegation of any physical assault by the applicant. The grievous injuries sustained by the injured were inflicted by other co-accused persons using a knife. Further, there is no previous criminal antecedents registered against the present applicant. It is further submitted that the charge-sheet has been filed in this case. The applicant is in jail since 28.01.2026 and trial is likely to take quite long time for its conclusion, therefore, he prays for grant of bail.
4. On the other hand, the learned State counsel opposes the bail application and submits that there is no previous criminal antecedents registered against the present applicant.
5. I have heard learned counsel for the parties and perused all of the documents available on record.
6. Taking into consideration the facts and circumstances of the case,

nature and gravity of allegation levelled against the applicant, submissions made by learned counsel for the parties, also considering the fact that the present applicant has been implicated in the case solely on the basis of the memorandum statement of a co-accused and the only allegation against the applicant is that he used abusive language towards the injured, Tularam Sahu, and allegedly threatened to kill him, further, there is no allegation of any physical assault by the applicant. The grievous injuries sustained by the injured were inflicted by other co-accused persons using a knife and the case of the present applicant is totally distinguished from the co-accused, charge-sheet has been filed in the present case, the applicant is in jail since 28.01.2026 and conclusion of the trial is likely to take some time, I am inclined to allow this application.

7. Let applicant, **Munat Yadav**, involved in Crime No.21/2026, registered at Police Station – Mujgahan, District – Raipur (C.G.) for the offence punishable under Sections 296, 109, 3(5) of BNS, 2023, be released on bail on his furnishing a personal bond with **two sureties** 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 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

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