



2026:CGHC:20878



NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 3126 of 2026

1 - Raju Saxena S/o Bhadruram Saxena Aged About 20 Years R/o Village Kompara Vijaynagar P.S.- Kapu, District Raigarh (C.G.)

... Applicant

versus

1 - State Of Chhattisgarh Through Officer-In Charge Police Station-Kapu Distt. Raigarh (C.G.)

... Respondent

For Applicant	: Mr. Ashutosh Mishra, Adv.
For State	: Mr. Anish Tiwari, Dy. G.A.

Hon'ble Shri Justice Sanjay Kumar Jaiswal

Order on Board

05/05/2026

1. On 23.04.2026, learned counsel for the applicant was directed to file an affidavit stating how many witnesses had been examined before the trial Court. On this, learned counsel for the applicant orally submits that on 23.04.2026, out of 35 listed witnesses, 2 witnesses have been examined.
2. 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. 177/2022 registered at Police Station – Kapu, District Raigarh (C.G.), for the offence punishable under Sections 302/34, 201/34, 435/34, 120-B of IPC.
3. The prosecution's story, in short, is that between 28.12.2022



and 29.12.2022, at about 12:00 pm to 09:00 am, near the Kachcha road bridge from village Dhanpuri to Indakalo, the applicant along with other co-accused persons including one juvenile co-accused, conspired to cause the death of the deceased, Salik Ram Kujur. They caused the death of the deceased by inflicting injuries to his head, neck and legs with a tabbal, tangi, and a knife and destroyed the evidence by burning the dead body of the deceased in his car bearing registration No. CG-13-UC-7947. Thereafter, the police registered the FIR and submitted the charge sheet after completion of the investigation.

4. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in this case. He further submits that there is no direct and cogent evidence to connect the applicant with the alleged crime. The applicant has no criminal antecedents and he is in jail since 31.12.2022, and the trial is likely to take considerable time to conclude. Therefore, he prays for the grant of regular bail to the applicant.
5. On the other hand, learned counsel for the State opposed the bail application and submitted that a motorcycle had been seized from the present applicant. He also submits that on 16.02.2026, the bail application of a co-accused, namely, Boat Sai Chouhan, was rejected by this Court on merit in MCRC No. 1190/2026, and the case of the present applicant is also similar to the said co-accused; therefore, looking to the gravity of the offence, the applicant is also not entitled to be enlarged on bail.
6. I have heard learned counsel appearing for the parties and perused the case diary.
7. Considering the facts and circumstances of the case and looking to the material available on record against the applicant and also looking to the gravity of the offence, at this stage, without commenting on the merits of the case, I am not inclined to release the applicant on bail. Accordingly, the bail application filed under Section 483 of BNSS, 2023, is **rejected**.



8. However, considering the fact that the applicant is in jail since 31.12.2022 and only 2 witnesses out of 35 witnesses have been examined till date, the concerned trial Court is directed to expedite the trial and to ensure that the trial is concluded as expeditiously as possible, preferably within a period of 5 months from the receipt of the copy of this order. Further, both parties are directed to support the early disposal of the trial.
9. 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

H.L. Sahu