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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 3409 of 2026

1 - Yatindra Dhurwe S/o Sh. Narayan Prasad Dhurwe Aged About 34 Years
R/o 239, Ward No. 11, Kawardha Rajmahalchowk, Kawardham, Kabirdham,
Chhattisgarh-491995

--- Applicant

versus

1 - State Of Chhattisgarh Through Station House Officer, Police Station
Tarbahar, District Bilaspur (C.G.)

--- Non-applicant

For Applicant	:	Shri Vivekanand Samaddar, Advocate and Shri Shivanand Mishra, Advocate appears through Video Conferencing.
For State/Non-applicant	:	Dr. Sourabh Kumar Pandey, Dy. A.G.
For Objector	:	None.

Hon'ble Mr. Ramesh Sinha, Chief Justice

Order on Board

01.05.2026

1. This is the first bail application filed under Section 483 of the Bhartiya
Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the



applicant who has been arrested in connection with Crime No. 269/2025 registered at Police Station – Tarbahar, District Bilaspur (C.G.) for the offence under Sections 420 and 34 of the Bhartiya Nyaya Sanhita, 2023 and Sections 6(5) and 10 of the Chhattisgarh Protection of Depositor's Interest Act, 2005.

2. The case of the prosecution, in brief, is that a written application was submitted by one Sanjay Dey and lodged a report at Police Station Tarbahar, District Bilaspur that the present applicant has cheated the complainant by colluding with co-accused persons to invest in stock market and offered to double the amount of money by promising to give the profits. It is alleged further that the certain amount has been collected by accused Dharmesh Dhurwe and the present applicant from various persons for the purpose of investment. On the basis of the report, FIR has been filed at Police Station Tarbahar. During the investigation proceedings, the accused was arrested and thereafter, the offence was registered against the applicant under under Sections 420 and 34 of IPC and Sections 6(5) and 10 of the Chhattisgarh Protection of Depositor's Interest Act, 2005.
3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the commission of the offence. He further submits that the co-accused Narayan Prasad Dhurvey was involved in Crime Nos.672/2024 and 06/2025, in which, he has already been enlarged on bail by the Hon'ble the Supreme Court vide order dated 13.02.2026 and 09.02.2026 respectively. He submits that the applicant has been in jail since 19.08.2025, therefore, he prays for grant of regular bail to the applicant.



4. On the other hand, learned State counsel opposes the bail application and submits that the charge-sheet has been submitted in the present case before the competent Court and the present applicant has two criminal antecedents against him, therefore, the present applicant is not entitled for grant of bail.
5. I have heard learned counsel appearing for the parties and perused the case diary.
6. Taking into consideration the facts and circumstances of the case, nature and gravity of allegation levelled against the applicant and the fact that the co-accused person, namely, Narayan Prasad Dhurvey was involved in Crime Nos.672/2024 and 06/2025, in which, he has already been enlarged on bail by the Hon'ble the Supreme Court vide order dated 13.02.2026 and 09.02.2026 respectively, the charge-sheet has been filed and the applicant is in jail since 19.08.2025, therefore, this Court is of the considered view that the present applicant is also entitled to be grant regular bail.
7. Let the Applicant – **Yatindra Dhurwe** involved in Crime No. 269/2025 registered at Police Station – Tarbahar, District Bilaspur (C.G.) for the offence punishable under Sections 420 and 34 of IPC and Sections 6(5) and 10 of the Chhattisgarh Protection of Depositor's Interest Act, 2005 be released on bail on furnishing **personal bond** with **two local 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)



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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

Nikita