

**HIGH COURT OF CHHATTISGARH AT BILASPUR****MCRC No. 3256 of 2026**Ram Joshi @ Totwa **Versus** State Of Chhattisgarh**Order Sheet**

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| <b>10/04/2026</b> | <p><b><u>Later on:-</u></b></p> <p>In compliance with the Court's order passed today before the recess, comments have been received from Mr. Aslam Khan, Chief Judicial Magistrate, Bilaspur. A perusal of the same shows that the learned Court, which granted bail to the applicant on 09.04.2026, has stated that it entertained the bail application filed on behalf of the applicant on 08.04.2026. Along with the said application, an affidavit sworn by the mother of the applicant on 08.04.2026 was filed, wherein it was categorically stated that no bail application was pending or had been disposed of before the Sessions Court or the High Court. Accordingly, the bail application was heard and allowed on 09.04.2026. However, so far as the present bail application is concerned, it is</p> |



apparent that the applicant had already filed a bail application on 02.04.2026 against the order dated 13.10.2025, whereby his earlier bail application had been rejected by the Fourth Additional Sessions Judge, Bilaspur. A copy of the same was also provided to the office of the Advocate General on 02.04.2026. The affidavit filed in support of the present bail application is sworn by Smt. Raj Kumari, wife of Dukalu Joshi, who is the mother of the applicant. In contrast, in the bail application filed before the Court of the Chief Judicial Magistrate, Bilaspur on 08.04.2026, she filed another affidavit stating that no such bail application was pending or had been disposed of before the Sessions Court or the High Court. The said affidavit has been forwarded along with the bail order by the Principal District & Sessions Judge, Bilaspur, together with the comments of the concerned Chief Judicial Magistrate who granted bail to the applicant.

Accordingly, let a show-cause notice be issued to Smt. Raj Kumari, mother of the applicant, to be served through the concerned Superintendent of Police, as to why proceedings for contempt and perjury should not be initiated against her for concealing the fact that she had already filed



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|  | <p>the present bail application before this Court on behalf of the applicant. It is further alleged that she failed to disclose this fact despite having sworn an affidavit on 07.04.2026 in support of the present bail application and subsequently filed a false affidavit before the Court of the Chief Judicial Magistrate, Bilaspur on 08.04.2026.</p> <p>It has been informed that the applicant has not yet been released pursuant to the order passed by the concerned Chief Judicial Magistrate.</p> <p>Accordingly, the order dated 09.04.2026 passed by the Chief Judicial Magistrate, Bilaspur shall remain in abeyance until the next date of hearing.</p> <p>Let a copy of this order be sent forthwith to the Principal District &amp; Sessions Judge, Bilaspur and the Chief Judicial Magistrate, Bilaspur for onward communication to the jail where the applicant is confined.</p> <p>Let the matter be listed again on <b>22.04.2026</b>.</p> <p style="text-align: right;"><b>Sd/-</b><br/><b>(Ramesh Sinha)</b><br/><b>Chief Justice</b></p> |
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