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NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****MCRC No. 3442 of 2026**

- Kishor Kujur @ Jaikishor S/o Ramjit Aged About 45 Years R/o Village Amhar, P S Sonhat District Korea Chhattisgarh

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

- State of Chhattisgarh Through Station House Officer, Police Station Shankargarh, District Balrampur-Ramanujganj Chhattisgarh

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

For Applicant(s) : Mr. Dashrath Kushwaha, Advocate

For Respondent(s) : Ms. Ankita Shukla, Panel Lawyer

Hon'ble Shri Ramesh Sinha, Chief Justice**Order on Board****13.05.2026**

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. 160/2025, registered at Police Station – Shankargarh District – Balrampur-Ramanujganj (C.G.) for the offence punishable under Sections 69, 351(2), 115(2), 115(2) of the Bnahrtya Nyay Sanhita (in short, BNS), 2023.
2. The case of the prosecution, is that he complainant has made complaint to concerned police station against alleging inter-alia that the victim and applicant was peaceful residing as husband and wife



without any dispute at her matrimonial house and thereafter, there is some family members in between parties, due to this, the victim has left from her matrimonial house. Based upon the such complaint of the victim, the police has registered the offence punishable under section 69, 351(2), 115(2) of Bhartiya Nyay Sanhita against present applicant.

3. Learned counsel for the applicant submits that the applicant is innocent and he has been falsely implicated in the present case. He would submit that the victim is a major girl and she was consenting party. He further submits that the applicant and the victim were in a consensual relationship and were residing together as husband and wife at her matrimonial home, which demonstrates that there was no inducement on the part of the accused and when the relationship could not materialized, she lodged FIR against the applicant. It is further submitted that the charge-sheet has been filed in this case. The applicant is in jail since 22.11.2025 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 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 and submissions made by learned counsel for the parties, also considering the fact that victim is a major girl and she was consenting party, charge-sheet has been filed against the applicant,



the applicant is in jail since 22.11.2025 and conclusion of the trial is likely to take some time, looking to the detention period of the applicant, I am inclined to allow this application.

7. Let applicant, **Kishore Kujur @ Jaikishor** involved in Crime No.160/2025, registered at Police Station – Shankargarh District – Balrampur-Ramanujganj (C.G.) for the offence punishable under Sections 69, 351(2), 115(2), 115(2) of the Bnahrtya Nyay Sanhita (in short, 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



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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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