



2026:CGHC:18141



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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 588 of 2026

- Saiyad Irshad S/o Saiyad Rashid Aged About 40 Years Resident Of House No. 186/4, Ashoka Guard Ashok Vihar Bhopal Madhya Pradesh

... Applicant(s)

versus

- State Of Chhattisgarh Through Station House Officer, Police Station Saraswati Nagar, District Raipur (C.G.)

... Respondent(s)

(Cause title is taken from Case Information System)

For Applicant(s) : Mr. Pushpendra Kumar Patel, Advocate
 For Respondent(s) : Ms. Anusha Naik. Dy.G.A.

Hon'ble Shri Ramesh Sinha, Chief Justice

Order on Board

21/04/2026

- This first anticipatory bail application under Section 482 of the Bhartiya Nagarik Suraksha Sanhita, 2023 has been filed by the applicant, who is apprehending her arrest in connection with Crime No.50/2026 registered at Police Station – Saraswati Nagar, District: Raipur, C.G. for the offence punishable under Sections 318(4) of Bhartiya Nyay Sanhita, 2023.
- As per the prosecution case, the complainant has made written complaint to the concerned police station is that the complainant has invested amount of Rs. 75,00,000/- for providing benefit in the name



of business purpose through bank account as per direction of the applicant and thereafter, the applicant has issued cheque amount of Rs. 31,00,000/- which has dishonor due to insufficient balance on his account. Based upon the written complaint, the police has registered the offence under section 318 (4) of B.N.S. against the accused persons and only on the basis of merely suspicious present applicant has registered FIR the aforesaid offences. The copy of FIR is being annexed herewith as Annexure A-2.

3. Learned counsel for the applicant submitted applicant is innocent and has falsely been implicated in the present case. It is further contended that applicant has neither been cheating and fraud nor committed any aforesaid offences as alleged by the prosecution against him and he has falsely been implicated in this case. He also submits that no prove of allegation made against the applicant and only on the basis of merely suspicious, the complainant has made false complaint against the applicant, therefore, he submits that the present applicant is entitled to be released on anticipatory bail.
4. The learned State counsel, appearing for the non-applicant/State, opposes the prayer for grant of anticipatory bail to the applicant. It is submitted that although the applicant has no criminal antecedents, the complainant invested an amount of ₹75,00,000 for business purposes through bank transactions as per the applicant's directions. Subsequently, the applicant issued a cheque of ₹31,00,000, which was dishonored due to insufficient funds in his account. In view of these circumstances, it is argued that the applicant is not entitled to the grant of anticipatory bail.



5. I have heard learned counsel for the parties and perused the materials available on record.
6. Considering the facts & circumstances of the case, submission of learned counsel for the parties, materials available on record, nature of dispute and also considering the fact that applicant has no criminal antecedent and therefore, I am inclined to grant anticipatory bail to the present applicant.
7. Accordingly, the instant MCRCA is **allowed** and it is directed that in the event of arrest of the applicant – **Saiyad Irshad** on executing a personal bond and one surety in the like sum to the satisfaction of the arresting Officer, he shall be released on bail on the following conditions:-
- (a) The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such fact to the Court.
 - (b) The applicant shall not act in any manner which will be prejudicial to fair and expeditious trial.
 - (c) The applicant shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial.
 - (d) The applicant and the surety shall submit a copy of their adhaar card along with a coloured postcard full size photo having printed the adhaar number on it, which shall be verified by the trial Court.
 - (e) The applicant shall not involve himself in any offence of similar nature in future.
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

Vaishali