



2026:CGHC:21197



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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRCA No. 678 of 2026

Bisen Singh Gond S/o Dariyav Aged About 23 Years R/o Kathiya,
District- Raipur C.G.

... Applicant

versus

State Of Chhattisgarh Through Station House Officer, P.S. Kharora,
District Raipur C.G.

... Respondent

For Applicant : Mr. Leekesh Kumar, Advocate

For State/ Respondent : Ms. Ritika Verma, P.L.

Hon'ble Shri Ramesh Sinha, Chief Justice

Order on Board

06/05/2026

1. This first anticipatory bail application under Section 482 of the
Bhartiya Nagarik Suraksha Sanhita, 2023 has been filed by the
applicant, who is apprehending his arrest in connection with
Crime No.770/2025 registered at Police Station – Kharora,
District: Raipur, (C.G.) for the offence punishable under Sections



333, 296, 115(2), 351(3), 117(2), 191(2) of Bhartiya Nyay Sanhita, 2023.

2. That the prosecution story, in brief, is that the complainant lodged a report stating that on 02.11.2025, a meeting was convened by the Sarpanch of Village Saragaon along with the residents of nearby villages for maintaining peace and order in the village, wherein a decision was taken to counsel the anti-social elements of Village Nilja Adivasi Para against indulging in fights and violent activities. It is alleged that thereafter, on 04.11.2025, another meeting was held near Angar Moti Chowk at Village Nilja Adivasi Para for advising the villagers not to indulge in intoxication, stabbing and fighting. During the said meeting, the accused persons allegedly formed an unlawful assembly and assaulted the complainant with fists, kicks, sticks and a sword, and also threatened to kill him. It is further alleged that co-victim Arman Singh Mandavi was also assaulted and sustained injuries. On the basis of the said complaint, FIR bearing Crime No. 770/2025 was registered at Police Station Kharora for offences punishable under Sections 333, 296, 115(2), 351(3), 117(2) and 191(2) of the BNS.



3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the present case due to previous village rivalry and enmity. It is further submitted that the FIR contains only vague and omnibus allegations and no specific overt act or grievous injury has been attributed to the present applicant, whereas the main allegation of assault by sword-like weapon is against the co-accused. Counsel submits that similarly situated co-accused persons have already been granted bail by this Hon'ble Court vide order **dated 27.02.2026** and, therefore, on the ground of parity, the applicant is also entitled to anticipatory bail.
4. Per contra, learned State counsel opposes the bail application and submits that the applicant has been rightly implicated on the basis of material collected during investigation. It is further submitted that the applicant was a member of the unlawful assembly and actively participated in the assault upon the complainant and other injured persons during the incident. The State further submits that charge-sheet has already been filed and sufficient prima facie evidence is available against the applicant. Considering the seriousness and gravity of the offence, it is submitted that the applicant is not entitled to be released on bail.



5. I have heard learned counsel for the parties and perused the materials available on record.
6. Considering the facts and circumstances of the case, particularly the fact that no specific overt act or grievous injury has been attributed to the present applicant and the main allegation of assault by sword-like weapon is against the co-accused, this Court is of the view that the case of the present applicant stands on a different footing. It is also noticed that charge-sheet has already been filed and similarly situated co-accused persons have already been granted bail by this Court vide order dated **27.02.2026** in **MCRC No.2024 of 2026**. Therefore, on the ground of parity and considering that the applicant has no previous criminal antecedents. Accordingly, without expressing any opinion on the merits of the case, the application deserves to be and is hereby **allowed**.
7. Accordingly, the instant MCRC is **allowed** and it is directed that in the event of arrest of the applicant – **Bisen Singh** 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 provide a certified copy of this order to the trial Court concerned for necessary information and compliance.

Sd/-
(Ramesh Sinha)
Chief Justice