



2026:CGHC:24011



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NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****M.Cr.C No.4952 of 2026**

Deshbandhu Dhruwa S/o Belal Dhruwa Aged About 20 Years R/o
Jhakharpara, Police Station Devbhog, District Gariyaband,
Chhattisgarh **... Applicant**

versus

State Of Chhattisgarh Through Police Station Devbhog, District
Gariyaband, Chhattisgarh **... Non-applicant**

For Applicant	:Mr. Mohammad Afroj Athar, Advocate through Video Conferencing.
Non-Applicant/State	:Mr. Amit Verma, PL.

Hon'ble Shri Justice Radhakishan Agrawal**Order on Board****16.06.2026**

1. This is the 1st 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.265/2025 registered at Police Station - Devbhog, District Gariyaband for the offence under Sections 137(2), 64(2)(m), 87 and 65(1) of BNS 2023 as also under Sections 4 & 6 of POCSO Act.

2. The prosecution case, in brief, is that on the basis of an oral complaint lodged by the father of the prosecutrix, FIR was registered against an unknown person and during the course of investigation, the victim was recovered from the company of the Applicant. In her statement, she alleged that the Applicant had established physical relations with her on more than one occasion. Based on the above allegations, the aforesaid offences have been registered against the present Applicant. Hence, this application.

3. Learned Counsel for the Applicant submits that the Applicant is innocent and has been falsely implicated in the present case. It is further submitted that the victim has not supported the case of the prosecution and turned hostile, the Applicant has been in judicial custody for more than 8 months and the trial is likely to take quite some time for its conclusion, therefore, he may be enlarged on bail.

4. Per contra, learned State Counsel opposes the bail application and submits that the victim (PW-1), in paragraphs 9, 10 and 11 of her deposition, has alleged that the Applicant established physical relations with her forcibly. He further submits that the



victim was recovered from the possession of the Applicant and other prosecution witnesses are yet to be examined, therefore, at this stage, no final appreciation of the evidence can be made. Accordingly, he prays for rejection of the bail application.

5. None appeared for the victim/complainant despite service of notice.

6. Having considered the submissions made by learned Counsel for the parties and the facts and circumstances of the case, further considering the nature and gravity of offence as also the Court statement of the victim, without further commenting anything on the merits of the case, I am not inclined to release the Applicant on regular bail.

7. Accordingly, the bail application is **rejected**.

Sd/-

(Radhakishan Agrawal)
Judge