



2026:CGHC:9960



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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

CRMP No. 1171 of 2022

1 - Smt. Kiran Dewangan W/o Late Moolchand Dewangan Aged About 64 Years R/o Kiran Niwas, Street No. 1, Pushpak Nagar, Ward No. 60, Durg, Tahsil And District - Durg, Chhattisgarh.

2 - Girja Shankar Dewangan S/o Late Moolchand Dewangan Aged About 37 Years R/o Kiran Niwas, Street No. 1, Pushpak Nagar, Ward No. 60, Durg, Tahsil And District - Durg, Chhattisgarh.

... **Petitioner(s)**

versus

1 - Smt. Pratibha Dewangan W/o Shri Girija Shankar Dewangan Aged About 35 Years R/o C/o Yusuf Shekhani House, Near Gupta Bhavan, Rajiv Gandhi Ward, Jagdalpur , Police Station Bodhghat, Tahsil And District Bastar, Chhattisgarh.

2 - State Of Chhattisgarh Through Station-In Charge, Police Station Bodhghat, District : Bastar(Jagdalpur), Chhattisgarh

... **Respondent(s)**

For Petitioner(s) : Mr. Jitendra Gupta, Advocate

For Respondent(s) : Ms. Aditi Singhvi, Advocate and Mr. Saurabh Sahu, Panel Lawyer.

Hon'ble Shri Ramesh Sinha, Chief Justice

Hon'ble Shri Ravindra Kumar Agrawal, Judge

Judgment on Board



Per Ramesh Sinha, Chief Justice

26.02.2026

1. Heard Mr. Jitendra Gupta, learned counsel for the petitioners. Also heard Ms. Aditi Singhvi, learned counsel respondent No.1 as well as Mr. Saurabh Sahu, learned Panel Lawyer for respondent No.2 / State.

2. The petitioner has filed this petition praying for following relief:-

“(i) Allow the present application for taking additional grounds and amendment in prayer;

(ii) Quash and set aside the charge-framing order dated 05/12/2025 passed by the learned Trial Court in Criminal Case No. 878/2022, in addition to quashing the FIR and charge-sheet arising out of Crime No. 106/2021

(iii) Pass any other order(s) as this Hon'ble Court may deem fit and proper in the interest of justice.”

3. Learned counsel for the petitioner submits that the charges have already been framed by learned trial Court on 05.12.2025 against the petitioners. He further submits that the order dated 05.12.2025 framing charges has been passed in a routine and mechanical manner without recording any prima facie satisfaction on the basis of legally admissible material. It is contended that continuation of the criminal proceedings pursuant to such charge-framing would amount to abuse of the process of law, particularly when the legality and validity of the FIR and charge-sheet are already under challenge before this Court. Hence, the impugned order framing charge is unsustainable in the eyes of law and deserves to be



quashed.

4. On the other hand, learned counsel appearing for complainant / respondent No.1 submits that the trial has already commenced and is at the stage of evidence of witnesses. She further submits that examination-in-chief of respondent No.1 / complainant has already been recorded two days ago and further, at this stage, no interference is sought for by this Court.
5. We have heard learned counsel for the parties and perused the documents annexed with the present petition.
6. Considering the submissions advanced by learned counsel for the parties and on perusal of the record, it is evident that the charges have already been framed and the trial has commenced. The examination-in-chief of the complainant has also been recorded and the matter is presently at the stage of evidence. At such an advanced stage of trial, this Court is not inclined to interfere with the impugned order framing charges in exercise of its inherent jurisdiction.
7. Accordingly, the petition stands **dismissed** on this ground alone.

Sd/-
(Ravindra Kumar Agrawal)
Judge

Sd/-
(Ramesh Sinha)
Chief Justice