



2026:CGHC:29943



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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 6296 of 2026

Indrajeet Sahu S/o Manharan Sahu Aged About 21 Years R/o Gogaon,
Surya Nagar, Ke Pass, Raipur, District- Raipur (C.G.)

... Applicant(s)

versus

State Of Chhattisgarh Through Police Station Khamtarai, District-
Raipur (C.G.)

... Respondent(s)

For Applicant(s) : Mr. Vikas Kumar Pandey, Advocate.

For Respondent(s) : Ms. Ritika Verma, Panel Lawyer.

Hon'ble Mr. Ramesh Sinha, Chief Justice

Order on Board

15/07/2026

1. This is the first bail application filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of regular bail to the applicant who has been arrested in connection with Crime No. 290/2026 registered at Police Station Khamtarai, District- Raipur (C.G.) for the offence punishable under Sections 303(2), 3(5) of the BNS.



2. Case of the prosecution, in brief, is that on 27.04.2026, the complainant, Rohit Upadhyay, lodged a report stating that after loading six refrigerators and thirteen washing machines of V. Viplus Company in Ashok Leyland vehicle bearing registration No. CG-04PH-9632, he found some of the articles missing from the vehicle on the following day. On the basis of the report, an FIR was registered against unknown persons. During investigation, the present applicant came to be implicated on the basis of the memorandum statement of a co-accused, and after completion of investigation, the charge-sheet was filed before the competent Court. Hence, the bail application.
3. Learned counsel for the applicant submits that the applicant has not committed any offence and he has been falsely implicated in offence in question. He further submits that only on the basis of memorandum statement of co-accused person, present applicant has been implicated in the case. He also submits that one of the identically situated co-accused, namely, Rahul Sahu has already been granted bail by this Court vide order dated 14.07.2026 passed in MCRC No.5448 of 2026. The applicant is in jail since 28.04.2026, the applicant has no criminal antecedent, charge-sheet has been filed and the trial is likely to take some time for its conclusion. Therefore, he prays for grant of bail to the applicant.
4. On the other hand, learned State Counsel opposes the bail application and submits that the charge-sheet has been filed in



the present case. She further submits that the present was allegedly involved in the theft of the articles loaded in the transport vehicle, the involvement applicant surfaced during investigation on the basis of the memorandum statement of a co-accused, pursuant to which he was implicated for the alleged offences, but could not dispute the fact that co-accused, Rahul Sahu has already been granted bail by this Court.

5. I have heard learned counsel appearing for the parties and perused the case diary.
6. Taking into consideration the facts and circumstances of the case, nature and gravity of offence, period of detention of the applicant since 28.04.2026, the fact that though the applicant was allegedly involved in the theft of the articles loaded in the transport vehicle, but considering the fact that co-accused, namely, Rahul Sahu has already been granted bail by this Court vide order dated 14.07.2026 passed in MCRC No.5448 of 2026 and the case of present applicant is identical to that of the said co-accused, further the applicant has no criminal antecedent and charge-sheet has been filed, this Court is of the view that the applicant is entitled to be released on bail in this case.
7. Accordingly, the application is **allowed**.
8. Let the Applicant-**Indrajeet Sahu**, involved in Crime No. 290/2026 registered at Police Station Khamtarai, District- Raipur (C.G.) for the offence punishable under Sections 303(2), 3(5) of the BNS, 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 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.



9. Office is directed to send a certified copy of this order to the trial Court for necessary information and compliance.

Sd/-
(Ramesh Sinha)
CHIEF JUSTICE

Akhil