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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**MCRC No. 8663 of 2025**

Mangal Yadav S/o Shatru Yadav Aged About 35 Years R/o Aavas Para,
Nagpura, Police Station Sirgitti, District Bilaspur Chhattisgarh **...Applicant**

versus

State Of Chhattisgarh Through Station House Officer, Police Station Masturi,
District - Bilaspur Chhattisgarh **... Non-applicant**

For Applicant	: Mr. Sumit Singh Rathore, Advocate.
For Non-applicant/State	: Mr. Nitansh Jaiswal, Dy. G.A.

Hon'ble Shri Ramesh Sinha, Chief Justice**Order on Board****20.01.2026**

1. This is the first 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. 640/2025, registered at Police Station - Masturi District – Bilaspur (C.G.) for the offence punishable under Sections 105, 125(a), 281 of BNS.
2. The prosecution story in brief, is that on 01-09-2025, the deceased



namely Luv Devangan was driving his motorcycle bearing registration No.CG11 AL8512 from Masturi to Bilaspur on the N.H. 49 highway main road between Darrighat and Masturi, he was hit by a car bearing registration No.CG04 HC9887 from behind causing accident due to which the deceased fell from the vehicle and sustained injuries, he was immediately brought to CIMS hospital in an unconscious state where he was declared dead by the doctors. Subsequently the crime was registered and during the investigation of the vehicle it was found that the alleged vehicle belongs to the applicant and therefore, the applicant was arrested.

3. Learned applicant submits that applicant is innocent and has been falsely implicated in the present matter; that it is pertinent to mention that the applicant himself approached the police station and informed the police about the incident, which clearly demonstrates that there was no ill intention on his part that the applicant is the sole earning member of his family and, due to his confinement, the family is facing severe financial hardship that the applicant has been in judicial custody since 13.10.2025 and the trial is likely to take considerable time to reach its conclusion; that the applicant is a permanent resident of the address mentioned above and there is no likelihood of his absconding or evading the course of justice; and that the applicant is ready and willing to furnish adequate surety and shall abide by all the directions and conditions as may be imposed by this Hon'ble Court.
4. On the other hand, learned State Counsel opposes the bail application of the present applicant and submits that the charge-sheet has already been filed in the present case.



5. I have heard learned counsel for the parties and perused the case diary.
6. Taking into consideration the facts and circumstances of the case, submission of learned counsel for the parties, considering the period of detention of the applicant since 13/10/2025, charge sheet has been filed and also considering the fact that trial is likely to take some time for its conclusion, this Court is of the view that the applicant is entitled to be released on bail in this case.
7. Let applicant, **Mangal Yadav**, involved in Crime No.640/2025, registered at Police Station - Masturi District – Bilaspur (C.G.) for the offence punishable under Sections 105, 125(a), 281 of BNS, be released on bail on furnishing **personal bond** with **two local 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



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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.

8. Office is directed to provide a certified copy of this order to the trial Court concerned for necessary information and compliance forthwith.

Sd/-

(Ramesh Sinha)
Chief Justice