



2026:CGHC:3932



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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 522 of 2026

1 - Arjun Ratre S/o Rajendra Ratre Aged About 23 Years R/o Sakin Birgahni, Budgahan, P.S.- Balouda, Dist.- Janjgir-Champa (C.G.)

2 - Virendra Kr. Patel S/o Dilip Kr. Patel Aged About 35 Years R/o Sakin Ward No. 9, Depra Para, Bacchoda, P.S.- Balouda, Dist.- Janjgir-Champa (C.G.)

...Applicants

versus

State Of Chhattisgarh Through District Magistrate Janjgir, Dist.- Janjgir-Champa (C.G.)

... Respondent

For Applicants : Ms. Vaishali Jeswani, Advocate.

For : Ms. Ankita Shukla, PL.

Respondent/State

Hon'ble Mr. Ramesh Sinha, Chief Justice

Order on Board

22/01/2026

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 applicants who have been arrested in connection with Crime No.383/2025 registered at Police Station Shivrinarayan, Dist. Janjgir-



Champa (C.G.) for the offence punishable under Sections 317(2), 317(4), 317(5), 61(2), 112(2) of B.N.S.

2. Case of the prosecution, in brief, is that on 04.09.2025, at around 10:00 PM-11:00 PM, the applicants herein along with other co-accused persons broke the locks of several vehicles parked at various places in Janjgir-champa and stole diesel measuring to 600-650 litre which was being taken to be sold to co-accused Vijay Sahu. When the vehicle was intercepted by the police, the applicants herein ran away and the seizure of diesel was made from co-accused Dilesh Kurre and Annu Sande.
3. Learned counsel for the applicants submits that the applicants are innocent and they have been falsely implicated in this case. She would submit that co-accused Dilesh Kumar Kurre has been granted regular bail by this Court in MCRC No.9857/2025 on 02/01/2026. She would submit that the charge sheet has been filed in this case, the applicants are in jail since 29/10/2025 and conclusion of trial will take some time, therefore, she prays for grant of bail to the applicants.
4. On the other hand, learned State Counsel opposes the bail application and she would submit that charge sheet has been filed in this case before the competent court. She would submit that the applicant No.1 has two criminal antecedents and applicant No.2 has three criminal antecedents which has been explained in para 4A of the bail application, as such they are habitual offenders and are not entitled for grant of bail.
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 of allegation levelled against the applicants, further the fact that co-accused Dilesh Kumar Kurre has been granted regular bail by this Court in MCRC No.9857/2025 on 02/01/2026, period of detention of the applicants since 29/10/2025, 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 applicants are entitled to be released on bail in this case.
7. Accordingly, the bail application is allowed and it is directed that the Applicants- **Arjun Ratre & Virendra Kr. Patel**, involved in Crime No.383/2025 registered at Police Station Shivrinarayan, Dist. Janjgir-Champa (C.G.) for the offence punishable under Sections 317(2), 317(4), 317(5), 61(2), 112(2) of B.N.S., be released on bail on each of them furnishing a **personal bond** with **two sureties** in the like sum to the satisfaction of the Court concerned with the following conditions:-
- (i) The applicants shall file an undertaking to the effect that they 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 applicants shall remain present before the trial court on each date fixed, either personally or through their counsel. In case of their absence, without sufficient cause, the trial court may proceed against them under Section 269 of Bharatiya Nyaya Sanhita.
 - (iii) In case, the applicants misuses the liberty of bail during trial



and in order to secure their presence, proclamation under Section 84 of BNSS. is issued and the applicants fails to appear before the court on the date fixed in such proclamation, then, the trial court shall initiate proceedings against them, in accordance with law, under Section 209 of the Bharatiya Nyaya Sanhita.

(iv) The applicants 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 applicants are 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 them in accordance with law.

8. 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