2026:CGHC:5603

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 10408 of 2025

Raghuvansh Nayak S/o Bilas Ram Nayak Aged About 32 Years R/o Village-Darima, Bazar Para, Ps Darima District- Surguja (C.G.) **...Applicant**

versus

State Of Chhattisgarh Through - The Station House Officer, Police Station-Dhourpur, District- Surguja (C.G.) **... Non-applicant**

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Date: 2026.02.02 15:06:30 +0530

For Applicant	:	Mr. V.K. Pandey, Advocate.
For Non-applicant/State	:	Mr. Nitansh Jaiswal, Dy. G.A.

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

31.01.2026

1. The applicant has preferred this First Bail Application under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail, as he has been arrested in connection with Crime No. 52/2020, registered at Police Station : Dhourpur District - Surguja (C.G.) for the offence punishable under Sections 420, 467, 468 and 471 read with Section 34 of the IPC.

2. The prosecution story that in brief is that complainant Rajmati wife of

Hiralal lodged a report against main accused Anmet Bai wife of Raj Kumar R/O village Saraidih alleging inter alia that on the pretest of providing loan of rs. 25000/- from three different banks she has given only ra. 5000/- and has kept the remaining amount of beneficiaries saying that she will pay the installments of loan but has not paid the same fraudulently.

3. Learned counsel for the applicant submits that the applicant is an innocent and reputed person and has not been involved in the alleged offence. He further submits that tIt is submitted that the name of the applicant does not find mention in the FIR and that the prosecution has implicated the applicant solely on the basis of the memorandum statement of the main accused, Anmet Bai, which is inadmissible in evidence. The applicant has been in judicial custody since 13.11.2025, therefore, he prays for the grant of regular bail to the applicant.

4. On the other hand learned State counsel opposes the bail application of the present applicant and submits that the charge-sheet has 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, nature and gravity of offence levelled against the applicant and the fact that the applicant has no previous antecedents and also considering the fact that the charge-sheet has been filed and he has been in jail since 13.11.2025 and conclusion of the trial is likely to take some time, therefore, I am inclined to grant regular bail to the present

applicant.

7. Let applicant, **Raghuvansh Nayak**, involved in Crime No. 52/2020, registered at Police Station : Dhourpur District - Surguja (C.G.) for the offence punishable under Sections 420, 467, 468 and 471 read with Section 34 of the IPC, 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 his 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.

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

Vaibhav