



CGHC010252552026



2026:CGHC:28252

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**MCRCA No. 1048 of 2026**

Rakesh Upadhyay S/o Ishwar Prasad Upadhyay, Aged About 45 Years
R/o Ward No. 16 Dalli Marg Balod Tehsil And Distt. Durg (C.G.)

... Applicant**versus**

State Of Chhattisgarh Through Officer-In-Charge, Police Station
Rajhara District Balod (C.G.) (P.S. Rajhara Also Called P.S. Dalli
Rajhara)

... Non-Applicant

For Applicant : Shri Hemant Kumar Agrawal, Advocate.

For Non-Applicant : Shri Sangharsh Pandey, GA.

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

08/07/2026

1. This **first anticipatory bail** application under Section 482 of the Bhartiya Nagrik Suraksha Sanhita, 2023 has been filed by the applicant, who is apprehending his arrest in connection with Crime No.98/2026 registered at Police Station – Rajhara, District – Balod (C.G.) for the offence punishable under Sections 420, 467, 468, 34 of the IPC.

2. The prosecution story, in brief, is that complainant Vinod Jain, Director of Arisht Finance Company lodged a report stating that in the year 2024 the said company had sanctioned loans to various persons on the basis of documents submitted by them. After some time, many borrowers stopped paying loan installments. On enquiry, it was discovered that forged salary slips and appointment letters had allegedly been prepared and supplied by Amar Markam and Ajay Kumar Dewangan for obtaining loans fraudulently. It is alleged that said Ajay Kumar Dewangan, a former employee of the company, facilitated the processing and sanctioned loans, while Lokesh Kumar, the other employee, failed to properly verify the documents. The accused persons are alleged to have conspired to prepare and use forged documents for obtaining loans from the Finance Company and thereby cheated the company and caused financial loss. Thereafter FIR was registered. Hence the bail application.
3. Learned counsel for the Applicant submits that the applicant is innocent and has been falsely implicated in the present case. The FIR was registered after more than 3 months and delay in lodging the FIR has not been explained. The present applicant had obtained a personal loan of Rs.72,900/- from the said company which he could not repay on account of his poor financial condition. The complainant also filed a complaint against the applicant u/s 138 of the NI Act which is pending adjudication before the JMFC, Raipur, which proves that the applicant is falsely

implicated in the present crime. Therefore, he may be granted anticipatory bail.

4. On the other hand, learned State counsel, opposes the prayer for grant of anticipatory bail to the applicant.
5. I have heard learned counsel for the parties and perused all of the documents annexed therewith.
6. Considering the facts and circumstances of the case, gravity of offence and the allegations levelled against the applicant and the co-accused who colluded to prepare and use forged documents for obtaining loan from the Finance Company and thereby cheated the company which suffered huge financial loss, this Court is not inclined to grant anticipatory bail to the present applicant.
7. Accordingly, the anticipatory bail application of the applicant - **Rakesh Upadhyay** involved in Crime No.98/2026, registered at Police Station Rajhara, District – Balod (C.G.) for alleged commission of offence punishable under Section 420, 467, 468, 34 of the IPC is **rejected**.

Sd/-
(Ramesh Sinha)
CHIEF JUSTICE