

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**M.Cr.C.No. 4315 OF 2015**

Nandkumar Gilhare S/o Roopdas Gilhare, aged about 35 years, R/o village Kharkharadih, Police Station Rakhi, Civil and Revenue District Raipur (C.G.)

---Applicant

Versus

State of Chhattisgarh Through : State Level flying squad, nearby Chhokranala, Raipur, District Raipur (C.G.)

---Non-applicant

For Applicant : Ms. Samishti Solomon, Advocate

For Non-applicant : Mr. Suvigya Awasthi, P.L.

Hon'ble Shri Justice Sanjay K. Agrawal

Order on Board**25/08/2015**

1. This is the first bail application filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the applicant, who has been arrested in connection with Crime No. 445/2015, registered at Police Station State Level Flying Squad, nearby Chhokranala, Raipur, District Raipur (C.G.), for the offence punishable under Sections 34(1) and 34(2) of the Chhattisgarh Excise Act.

2. After hearing learned counsel appearing for the parties and taking into consideration the nature and gravity of offence; quantity of liquor i.e. 63 bulk liters seized from the applicant; and further taking into consideration the provisions contained in Section 59-A(ii) of the Chhattisgarh Excise Act, this Court is not inclined to release the applicant on regular bail.

3. Accordingly, bail application filed under Section 439 of the Cr.P.C. is rejected. However, trial Court is directed to expedite the trial and decide the case as early as possible.

4. Certified copy as per rules.

Tiwari

Sd/-
(Sanjay K. Agrawal)
JUDGE