

HIGH COURT OF CHHATTISGARH, BILASPUR**M.Cr.C. No. 1886 of 2016**

Shiv Dhritlahre S/o Jaganu Dhritlahre, aged about 35 years, R/o Chorha Nawagaon,
Police Station, Simga, Civil and Revenue District Baloda Bazar, Bhatapara (CG).

---- Appellant**Versus**

State of Chhattisgarh Through Station House Officer, Police of Police Station, Simga,
District Baloda Bazar, Bhatapara, Chhattisgarh.

---- Respondent

21.03.2016	Shri Anil Gulati, Advocate for the Applicant. Shri Neeraj Sharona, Deputy Govt. Advocate for the State. This is an application filed under Section 439 of the Cr.P.C. for grant of regular bail to the applicant, who has been arrested in connection with crime No. 61/2016 registered at Police Station Simga, District Baloda Bazar-Bhatapara, for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act. Case of the prosecution, in brief, is that 5.22 bulk liters of illicit liquor was seized by the police from the present applicant. Learned counsel for the applicant submits that the applicant is in detention since 11.03.2016. He further submits that applicant has no criminal background and has been falsely implicated in the case, and therefore, the applicant may be released on bail. On the other hand, learned counsel for the State opposes the bail application.	

	I have heard the counsel appearing for the parties. Without commenting on merits, considering the totality of the facts and circumstances of the case, small quantity of liquor and also considering the fact that the applicant is in detention since 11.03.2016, this Court is of the opinion that present is the fit case, in which, the applicant should be enlarged on regular bail. Accordingly, the bail application filed under Section 439 of the Cr.P.C. is allowed. It is directed that the applicant shall be released on bail on furnishing a personal bond in the sum of Rs.25,000/- with two sureties in the like sum to the satisfaction of the concerned Court for his appearance as and when directed. Certified copy as per rules. Sd/- (P.Sam Koshy) JUDGE	
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