

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**M. Cr. C. No. 817 OF 2016**

Khumbhakaran Gond Son of Shri Rameshar Gond, caste Gond Aged about 50 years, resident of Village Sirrabhata Police Station Gunderdehi, District Balod Civil and Revenue District Balod (C.G.)

---Applicant**Versus**

State of Chhattisgarh Through S.H.O. Police Station Gunderdehi District Balod (C.G.)

---Non-applicant

For Applicant	:	Mr. Goutam Khetrapal, Advocate
For Non-applicant	:	Mr. Vivek Singhal, P.L.

Hon'ble Shri Justice Sanjay K. Agrawal**Order on Board****01/03/2016**

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. 443/2015, registered at Police Station Gunderdehi, District Balod (C.G.), for the offence punishable under Section 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. 55 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.
4. Certified copy as per rules.

Sd/-
(Sanjay K. Agrawal)
Judge