

**HIGH COURT OF CHHATTISGARH, BILASPUR**  
**MCRC NO. 447 of 2016**

Gopal Besra, S/o Shri Anand Besra, aged about 25 years, R/o Arjun Nagar,  
Near Meeradatar, Samta Colony, P.S.-Azad Chowk, Raipur, Tahsil & Distt-  
Raipur (CG)

**---Applicant**

**Versus**

State of Chhattisgarh Through : P.S. Excise Circle, Modhapara, Raipur,  
Distt.Raipur (CG)

**---Non-applicant**

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|-------------------|---|---------------------------------|
| For Applicant     | : | Mr. C.R.Sahu, Advocate          |
| For Non-applicant | : | Mr. Avinash Singh, Panel Lawyer |

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**Hon'ble Shri Justice Sanjay K. Agrawal**

**Order on Board**

**15/02/2016**

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.442/2015, registered at Police Station Excise Circle-Modhapara, Distt.Raipur (CG), 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. 90 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**