

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

M. Cr. C. No. 1819 OF 2016

Dikeshwar Kumbhkar S/o Chandulal aged about 23 years
R/o Ward No.11 Dadhi Police Station and Tahsil Bemetara
Civil and Revenue District Bemetara C.G.

Present R/o Aditya Nagar Police Station Mohan Nagar
Durg Civil and Revenue District Durg C.G.

---Applicant

Versus

State of Chhattisgarh through Government Pleader
Bemetara Civil and Revenue District Bemetara C.G.

---Non-applicant

For Applicant	:	Mr. Vaibhav A. Goverdhan, Advocate
For Non-applicant	:	Ms. Ashta Shukla, P.L.

Hon'ble Shri Justice Sanjay K. Agrawal

Order on Board

05/04/2016

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. 617/2015, registered at Police Station Bemetara District Bemetara (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. 146.800 bulk liters found in the hired vehicle and recovered from the applicant; role of 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