

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

Miscellaneous Criminal Case No. 8049 of 2016

Vijay Kumar Sahare S/o Sukhdev Sahare, aged about 21 Years (Wrongly Mentioned as Sahre), R/o Ward No. 30, N.P.A. Road, Bapunagar, Khursipar, Police Station Khursipar, Tahsil & District Durg, Chhattisgarh.

---- Applicant

Versus

State of Chhattisgarh through Station House Officer, Police Station Utai, District Durg, Chhattisgarh.

---- Respondent

For Applicant	:	Smt. Indira Tripathi, Advocate
For Respondent/State	:	Shri Sangharsh Pandey, Dy. G.A.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

05/12/2016

1. This is an application filed under Section 439 Cr.P.C. for grant of bail to the Applicant, who has been arrested in connection with Crime No.286 of 2016 registered at Police Station Utai, District Durg (Chhattisgarh) for the offence punishable under Section 34(2) of Chhattisgarh Excise Act.
2. Case of the prosecution, in brief, is that 18 bulk litres of illicit country-made liquor was seized by the police from the possession of the present Applicant.
3. Learned Counsel for the Applicant submits that the Applicant has been falsely implicated in the case and he is in jail since 19.10.2016, therefore, he may be released on bail.

4. On the other hand, Learned Counsel for the State opposes the bail application.

5. Considering the quantity of liquor which is alleged to have been seized from the possession of the applicant and also the fact that the applicant is in jail since 19.10.2016, prima facie, I am of the opinion that it is a fit case where the present applicant can be released on bail.

6. Accordingly, the application for grant of bail is allowed. It is directed that the Applicant shall be released on bail on his furnishing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned Court for his appearance before the said Court as and when directed.

Sd/-
(P. Sam Koshy)
Judge