

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 782 of 2017

- Shyamu Rai S/o Mohan Rai Aged About 47 Years R/o Jora Para, In Front Of Thakur Dev Mandir, Maudahapara Raipur District- Raipur, Chhattisgarh Mobile No. 7722935427 --- **Petitioner**

Versus

- State of Chhattisgarh through Station House Officer, Police Station- Maudahapara, Raipur, District- Raipur, Chhattisgarh. --- **Respondent**

For the applicant : Mr. Punit Ruparel, Advocate
For the Respondent : Mr. U.K.S. Chandel, Panel Lawyer

Hon'ble Shri Justice P. SAM KOSHY

Order on Board

23.02.2017

1. This is the first bail application filed under Section 439 of the Code of Criminal Procedure seeking grant of regular bail to the applicant in connection with Crime No. 173/2016 registered at Police Station Maudhapara, Raipur, Distt. Raipur (C.G) for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
2. The prosecution alleges that when a raid was conducted by the Police on 08.11.2016, approximately 5.400 bulk litres of illicit liquor was seized from the possession of the applicant.
3. Learned counsel for the applicant submits that the applicant has been falsely implicated in this case and no seizure was made in person from him, therefore, he may be enlarged on bail.
4. Per contra, learned State Counsel opposes the bail application and submits that as many as 37 cases stand registered against him.
5. Taking into consideration such past record of the applicant, this court is not inclined to grant bail. Accordingly, this bail application is rejected.

Sd/-

**P. SAM KOSHY
JUDGE**