

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 6697 of 2017

- Vishnu Sahu S/o Shri Ajit Sahu, Aged About 50 Years, R/o Village Tila Post Simra, Block Abhanpur, P. S. Gobra Nawapara, District Raipur Chhattisgarh.
- Rajesh Sahu S/o Shri Pyarelal Sahu, Aged About 38 Years, R/o Village Semra, Block Abhanpur P. S. Gobra Nawapara, District Raipur Chhattisgarh.

---- Applicants

Versus

- State Of Chhattisgarh Through Police Station - Gobra Nawapara, Raipur, District Raipur Chhattisgarh.

---- Non-applicant

For Applicants – Shri C.R. Sahu, Advocate.

For Non-applicant/State – Shri Om P. Sahu, Govt. Advocate.

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order on Board

30-10-2017

1. Heard on the application filed under Section 439 of the Cr.P.C. This is first bail application before this Court by the applicants for grant of regular bail. The applicants have been arrested on 05-10-2017 in connection with Crime No.305/2017 registered at P.S. Gobra Nawapara, District Raipur, C.G. for the offence under Section 34(2) of the C.G. Excise Act.
2. It is submitted on behalf of the applicants that the applicants have been falsely implicated in this case. They are in custody since 05-10-2017. Hence, they may be enlarged on bail.
3. Learned counsel for the State/non-applicant opposes the application and submission. It is submitted that in total 5.400 bulk liter illicit country made liquor has been seized from the possession of the applicants. Hence, they are not entitled for grant of bail.
4. Heard learned counsel for both the parties and perused the case diary.

5. Considering the submissions made and the contents of the case diary, detention of the applicants till completion of the investigation and trial would not serve any purpose. Hence, for these reasons the application deserves to be allowed.

6. Consequently, the application (MCRC No.6697/2017) filed under Section 439 of the Cr.P.C. by the applicants is hereby allowed. It is directed that the applicants shall be released on bail on each of them furnishing a personal bond in the sum of Rs.25,000/- with one surety each in the like sum to the satisfaction of the concerned Court, for their appearance as and when directed.

7. Certified copy as per rules.

Sd/-

(Rajendra Chandra Singh Samant)
Judge