

HIGH COURT OF CHHATTISGARH, BILASPUR**M.Cr.C.No.384 of 2018**

Jageshwar Soni, S/o Vijay Soni, aged about 20 years, R/o Village-Salhekala, P.S.-Chuikhadan, District-Rajnandgaon (CG)

---Applicant

Versus

State of Chhattisgarh Through Police Station-Parpodi, District-Bemetara (CG)

---Non-Applicant

For Applicant	:	Ms Swati Upadhyay, Advocate
For Non-applicant	:	Mr.Ashish Surana, P.L.

Hon'ble Shri Justice Sanjay K. Agrawal

Order on Board

22/03/2018

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.107/2017, registered at Police Station-Parpodi, District-Bemetara (CG), for the offence punishable under Section 20-B of the Narcotic Drugs and Psychotropic Substances Act, Section 146/196 and 3/181 of the Motor Vehicles Act.

2. Case of the prosecution, in brief, is that the applicant was found in possession of 3 kg. of cannabis.

3. Learned counsel for the applicant would submit that the applicant has not committed any offence and he has falsely been implicated in crime in question. He would further submit that the applicant is in jail since 28.10.2017 and charge-sheet has already been filed. Therefore, he be released on regular bail.

4. On the other hand, learned counsel for the State would oppose the bail application.
5. I have heard learned counsel appearing for the parties and perused the case diary.
6. Taking into consideration the facts & circumstances of the case, nature & gravity of the offence, role of the present applicant and quantity of contraband article (ganja), this Court is of the opinion that present is a fit case, in which, the applicant should be enlarged on regular bail.
7. Accordingly, the bail application filed under Section 439 of the Cr.P.C. is allowed.
8. 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 trial Court, for his appearance as and when directed.

Sd/-

(Sanjay K. Agrawal)
JUDGE

B/-