

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 1371 of 2018

Mahendra Verma S/o Kumar Verma, aged about 19 years, R/o Village Mohara Police Station and Tahsil Dongargarh, District Rajnandgaon (C.G.)

---- Applicant

Versus

State of Chhattisgarh, through Station House Officer, Police Station Gatapar, District Rajnandgaon, C.G.

----Non-applicant

And

MCRC No. 1377 of 2018

Ashok Kumar Singh @ Babloo S/o Harjinder Singh aged about 35 years, R/o Qr. No. 364/365, Housing Board Kohka, Supela, Bhilai District Durg (Complete address not mentioned in order impugned).

---- Applicant

Versus

State of Chhattisgarh, through Station House Officer, Police Station Gatapar, District Rajnandgaon, C.G.

----Non-applicant

For Applicants	:	Mr. S.S. Baghel and Mr. Anurag Jha, Advocates.
For Non-applicants	:	Mr. Avinash Singh, Panel Lawyer.

Hon'ble Shri Justice Sanjay K. Agrawal

Order On Board

07/03/18

1. Since the aforesaid two bail applications have been filed against the said Crime No. 36/2017, they are being disposed of by this common order.
2. These are the second bail applications filed under Section 439 of the Cr.P.C. for grant of regular bail to the applicants, who have been arrested in connection with Crime No. 36/2017, registered at Police Station Gatapar,

District Rajnandgaon, (C.G.), for the offence punishable under Sections 186, 307 of the Indian Penal Code and Section 34(2) of the Chhattisgarh Excise Act, 1915.

3. The applicants' first bail application was dismissed by this Court with liberty to repeat the same after material prosecution witnesses are examined.

4. Learned counsel appearing for the applicants would submit that three material prosecution witnesses have been examined and they have not supported the case of the prosecution.

5. Learned counsel appearing for the State would submit that about 225 liters of liquor has been seized from the possession of the present applicants and they have also been charged under Sections 186 and 307 of the Indian Penal Code.

6. After hearing learned counsel for the parties and taking into consideration the facts & circumstances of the case; further taking into consideration the nature & gravity of the offence; role of the present applicants; and on going through the material available on record, I do not find any good ground to entertain this second bail applications. Consequently, the second bail applications are rejected. However, the trial Court is directed to expedite the trial and conclude the same as early as possible.

7. Certified copy, as per rules.

Sd/-

(Sanjay K. Agrawal)
Judge