

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**M.CR.C. No. 2504 of 2018**

Rameshwar Yadav, S/o. Late Murli Yadav, Aged About 22 Years, R/o.- Irrigation Colony, Byron Bazar, P.S.- City Kotwali, Raipur, District : Raipur, Chhattisgarh.

---- Applicant

Versus

State Of Chhattisgarh, Through- P.S. Tikrapara, Raipur, District- Raipur, Chhattisgarh.

---- Respondent

For Applicant : Mr. Syed Imtiaz Ali, Advocate

For State/respondent : Ms. K. Tripti Rao, Panel Lawyer

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order On Board**18/05/2018**

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.89/2017, registered at Police Station – Tikrapara, Raipur, District – Raipur (C.G.), for the offence punishable under Section 20 (B) of N.D.P.S. Act.
2. It is submitted by the learned counsel for the applicant that the applicant has been falsely implicated in this. Applicant is in jail since 15.02.2017. Co-accused person in this case has been granted bail by this Court. The applicant is resident of District – Raipur. Hence, it is prayed that the applicant may be released on bail.

3. On the other hand, learned counsel for the State opposes the bail application and the submission made in this respect.
4. I have heard the learned counsel for both the parties and perused the case diary.
5. As per the prosecution case on the date of incident, on a search being made by the police personnel of police station – Tikrapara, Raipur 3.505 Kg. of Ganja was seized from the possession of the present applicant.
6. Considered on the submissions made and the contents of the case diary. Considering the entire material present in the charge sheet, the applicant is in jail since 15.02.2017, the trial of the case is likely to take some time for its conclusion, the applicant is permanent resident of District – Raipur, hence for these reasons, 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 applicant shall be released on bail on his furnishing a personal bond in the sum of Rs.25,000/- with one local surety in the like sum to the satisfaction of the concerned trial Court, for his appearance as and when directed.

Certified copy as per rules.

Sd/-
(Rajendra Chandra Singh Samant)
Judge