

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 3936 of 2018

Raghvendra Singh Thakur (wrongly written as Raghendra Singh Thakur) S/o Purushottam Singh Thakur, aged about 35 years, R/o Ward No. 18, Sankara, P.S. Dharsinva, District Raipur (C.G.).

--- Applicant

Versus

State of Chhattisgarh, Through- the Station House Officer, Police Station Berla, District- Bemetara (C.G.).

---- Respondent

For Applicant	:	Mr. Amit Kumar Sahu, Advocate
For Respondent	:	Mr. Ramakant Pandey, PL

Hon'ble Shri Justice Arvind Singh Chandel

Order on Board

26/06/2018

1. The applicant has preferred this First bail application under Section 439 of the Cr.P.C for grant of regular bail as he is arrested in connection with Crime No. 111/2018 registered at Police Station- Berla, District- Bemetara (C.G.) for the offence punishable under Section 20 (b) of the NDPS Act.
2. As per prosecution story on the basis of secret information received from the informant, 1.836 Kg Ganja was seized from the possession of the present applicant which was kept in the 'dikki' of the scooter of the applicant. Offence was registered and the applicant was arrested on 02/05/2018.
3. Learned counsel appearing on behalf of the applicant submits that the applicant is innocent and has been falsely implicated in the present

case. He further submits that mandatory provisions of the NDPS Act has not been complied with, the applicant is in custody since 02/05/2018, charge-sheet has already been filed and the trial will likely to take some time, therefore, he prays for grant of bail to the applicant.

4. Per contra, learned counsel appearing on behalf of the State opposes the bail application.
5. I have heard learned counsel for both the parties.
6. Considering the above facts and circumstances of the case, particularly considering seized Ganja is only 1.836 Kg, the applicant is in custody since 02/05/2018, the charge-sheet has already been filed and the trial will likely to take some time, without further commenting on merit of the case, I am inclined to release the applicant on bail.
7. Accordingly, the bail application is allowed.
8. It is directed that the applicant shall be released on bail on executing a personal bond for a sum of Rs. 20,000/- with one surety for the like amount to the satisfaction of the trial Court. Thereafter, he will appear before the Trial Court on each and every date given by the said Court.

Sd/-
Judge
Arvind Singh Chandel