

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 5250 of 2018

1. Naresh Dewangan S/o Gopal Dewangan, Aged About 43 Years, Caste Dewangan, R/o Palandar, Tehsil Dongargarh, District Rajnandgaon Chhattisgarh, District : Rajnandgaon, Chhattisgarh
2. Manish Soni S/o Parmanand Soni, Aged About 30 Years, Caste Soni, R/o Mohara, Tehsil And District Rajnandgaon Chhattisgarh, District : Rajnandgaon, Chhattisgarh
3. Durgesh Simor S/o Bishram, Aged About 24 Years, Caste Satnami, R/o Village Murmunda, Tehsil Dongargarh, District Rajnandgaon Chhattisgarh, District : Rajnandgaon, Chhattisgarh

---- Applicants

Versus

- State Of Chhattisgarh Through The Out Post Mohara, Police Station Dongargarh District Rajnandgaon Chhattisgarh, District : Rajnandgaon, Chhattisgarh

----Non-applicant

For Applicants – Shri S.S. Baghel, Advocate.

For Non-applicant/State – Shri N.K. Mehta, Panel Lawyer.

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order on Board

01-08-2018

1. Heard on the application filed under Section 439 of the Cr.P.C. This is first bail application before this Court filed by the applicants for grant of regular bail. The applicants have been arrested on 06-07-2018 in connection with Crime No.227/2018 registered at P.S. - Out Post Mohara, P.S. Dongargarh, District Rajnandgaon, Chhattisgarh 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 jail since 06-07-2018. Hence, it is prayed that the applicants may be released on regular bail.

3. Learned counsel for the State/non-applicant opposes the application and submission. It is submitted that in total 54.00 bulk liter illicit 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 on the submissions made and the contents of the case diary, detention of the applicants till conclusion of the trial would not serve any purpose. Hence, for these reasons, I am of the view that the application deserves to be allowed.

6. Consequently, this application filed by the applicants under Section 439 of the Cr.P.C. for grant of regular bail 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 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