

NAFR

**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 6251 of 2018**

Ashwani Kumar S/o Hemram Sahu Aged About 23 Years R/o Village  
Amali, Police Station Kota, District Bilaspur, Chhattisgarh.

---- Applicant

Versus

State Of Chhattisgarh Through Station House Officer, Police Station  
Kota, District Bilaspur, Chhattisgarh.

---- Respondent

|                   |   |                                     |
|-------------------|---|-------------------------------------|
| For the Applicant | : | Shri Dharmesh Shrivastava, Advocate |
| For the State     | : | Shri Wasim Miyan, Panel Lawyer      |

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**Hon'ble Shri Justice Sharad Kumar Gupta**

**Order On Board****10/09/2018**

1. This is the first bail application under Section 439 of the CrPC and there is no bail application is pending before any other Court.
2. The applicant has been arrested in connection with Crime No.331/2018 registered in Police Station Kota, District Bilaspur (C.G.) for the offence punishable under Section 34(2) of CG Excise Act.
3. Case of the prosecution, in brief is that on 09/08/2018, 10 bulk liters hand made country liquor has been seized from the possession of the applicant.
4. Counsel for the applicant argued that the applicant is innocent and has been falsely implicated, hence, he be released on bail.
5. On the other hand, the State opposed the bail application. He further submits there is no antecedents against him.
6. Looking to the above facts and circumstances of the case, the application is allowed. It is ordered that if the applicant furnishes one solvent surety for a sum of Rs. 20,000/- along with one personal bond of Rs. 20,000/- to the satisfaction of the trial Court concerned, he be released on bail.
7. Certified copy as per rules.

Sd/-  
**(Sharad Kumar Gupta)**  
Judge