

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 6464 of 2018**

- Santosh Jaiswal S/o Chhotelal Aged About 40 Years R/o- Ward No. 4, Bada Nourojabad, Umariya, District- Umariya, Chhattisgarh., District : Umariya, Madhya Pradesh

---- Applicant**Versus**

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

---- Non-applicant

For Applicants : Shri N.K. Mehta, Advocate.

For Non-applicant : Shri S. Jhanwar, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta**Order On Board****30.10.2018**

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court and no other bail application is pending before any other Court.
2. Perused the case diary provided by the learned counsel for the State in connection with crime No. 229/2018 registered at Police Station – Police Station- Kota, District- Bilaspur (C.G.) for the offence punishable under Section 20(B) of the NDPS Act.
3. Case of the prosecution, in brief is that on 15.08.2017, Sub Inspector Ravindra Mandavi, Police Chowki Belgahna seized 14 Kg cannabis from the applicant.
4. Learned counsel for the applicant argued that the applicant has no criminal background, he is innocent, therefore, he shall be released on bail.

5. On the other hand, learned counsel for the State opposes the bail application.
6. Looking to the facts and circumstances of the case, looking to the huge quantity of the cannabis, this Court is not inclined to give benefit of Section 439 of the Cr.P.C. to the applicant.
7. Consequently, the present bail application is rejected.
8. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE