

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 6652 of 2018**

Sato Bai, W/o Shyamu Dhruv, Aged About 40 Years, R/o- Kotabharri, Police Station Rudri, District- Dhamtari, Chhattisgarh

---- Applicant**Versus**

State of Chhattisgarh, Through- Station House Officer, Police Of Police Station Rudri, District- Dhamtari, Chhattisgarh

---- Respondent

For Applicant	:	Shri Anil Gulati, Advocate.
For Respondent/State	:	Shri Vaibhav A.Goverdhan, Panel Lawyer.

Hon'ble Shri Justice Arvind Singh Chandel
Order On Board

24/09/2018

1. The applicant has preferred this first bail application under Section 439 of Cr.P.C. for grant of regular bail as she is arrested in connection with crime no. 97/2018, registered at Police Station Rudri, District – Dhamtari (C.G.) for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
2. As per the prosecution story, on the basis of information received from the informant on 19.08.2018, Police officials conducted a raid and searched the applicant and seized 06 bulk litres of country made liquor from the possession of the accused/applicant. She has been arrested on 19.08.2018.
3. Shri Anil Gulati, learned counsel appearing on behalf of the Applicant submits that applicant is innocent and she has been falsely implicated in the present case. He further submits that the seized liquor was only 06 bulk litres and there is no criminal antecedent of the applicant. He further submits that the applicant is in custody since 19.08.2018 and trial will likely to take some more time, therefore, she may be released on bail.

4. Per contra, learned counsel appearing on behalf of State opposes the bail application.
5. I have heard learned Counsel for both the parties.
6. Considering the facts and circumstances of the case and evidence collected by the prosecution, further considering the fact that the applicant is in custody since 19.08.2018, charge-sheet has not been filed yet, therefore, 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 for her appearance before the said Court as and when directed.

Sd/-
(Arvind Singh Chandel)
Judge