

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 6783 of 2018**

Shyamlal Soni S/o Shri Ramanuj Soni Aged About 70 Years R/o
Village Dhobhar, Police Station Pendra, District - Bilaspur,
Chhattisgarh.

---- Applicant

Versus

State Of Chhattisgarh Through Excise Officer, Excise Circle Pendra,
District - Bilaspur, Chhattisgarh.

---- Respondent

For the Applicant	:	Shri D.P. Mishra, Advocate
For the State	:	Shri S.K. Mishra, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta

Order On Board**03/10/2018**

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.09/2018 registered in Police Station Pendra, District Bilaspur (C.G.) for the offence punishable under Section 34 (2) and 59 A of CG Excise Act.
3. Case of the prosecution, in brief is that on 16/08/2018, 10.98 bulk liters foreign 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 that two other criminal cases have been registered against the applicant under 107/16 of CrPC.
6. Looking to the above facts and circumstances of the case, the application is allowed. It is ordered that if the applicant furnishes two solvent sureties for a sum of Rs. 25,000/- each along with one personal bond of Rs. 50,000/- to the satisfaction of the trial Court concerned with the condition that he will not involve himself in any of the crime in future, he be released on bail.
7. Certified copy as per rules.

Sd/-
(Sharad Kumar Gupta)
Judge