

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 7315 of 2017

- Mohd. Vakil @ Golu S/o Mohd. Hafiz, Aged About 32 Years R/o Kalibadi Gandhi Nagar, Behind Garib Nawaz, Wath Centre, City Kotwali, Raipur, District Raipur, Chhattisgarh., Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through Police Station- City Kotwali, Raipur, District Raipur, Chhattisgarh., Chhattisgarh

---- Respondent

For Applicant : Mr. Syed Imtiaz Ali, Advocate.
For Respondent : Mrs. Smita Ghai, Panel Lawyer.

Hon'ble Shri Justice Rajendra Chandra Singh Samant
Order On Board

29/01/2018

1. This is the first bail application filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the applicant who has been arrested in connection with Crime No. 237/2017, registered at Police Station- City Kotwali, District – Raipur (C.G.) for the offence punishable under Section 20(B) Narcotic Drugs and Psychotropic Substance Act.
2. Learned counsel for the applicant submits that the applicant has falsely been implicated in this case and he is in jail since 03.08.2017. After completion of investigation, charge-sheet has been filed. The trial of the case against is likely to take some time before its conclusion. Applicant is a local resident and he is willing to abide by all the conditions and direction, which may be imposed on him while granting bail. Hence, it is prayed that applicant be enlarged on bail.

3. Learned State counsel opposes the bail application and submissions made in this respect.
4. The case is this, that 9.5 kg ganja has been recovered and seized from the possession of this applicant on the date of incident on the basis of which the case is registered against him.
5. Considered the submissions and contents of the case diary, applicant is a local resident and there is no likelihood of his absconsion in the case against him. The trial is likely to take some time for its conclusion. For this reason, I am of this view that this is a fit case where the applicant should be released on regular bail.
6. Accordingly, the bail application filed under Section 439 of Cr.P.C. is allowed. It is directed that the applicant shall be released on bail on furnishing a personal bond for a sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned trial Court, for his appearance as and when directed.

Sd/-
(Rajendra Chandra Singh Samant)
Judge