

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 7800 of 2018**

Khuman Singh Chandrakar S/o Brij Lal Chandrakar Aged About 40 Years R/o Godhiyari, Tahsil Patan, District Durg Chhattisgarh, District : Durg, Chhattisgarh .

---- Applicant

Versus

State Of Chhattisgarh Through The Station House Officer, Police Station Utai, District Durg Chhattisgarh, District : Durg, Chhattisgarh .

---- Respondent

For the Applicant	:	Shri Jitendra Gupta, Advocate
For the State	:	Shri A.K. Swarnkar, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta

Order On Board**12/10/2018**

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.304/2018 registered in Police Station Utai, District Durg (C.G.) for the offence punishable under Section 34(2) of CG Excise Act.
3. Case of the prosecution, in brief is that on 29/09/2018, 6.120 bulk liters of country made liquor and foreign liquor have 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 one another criminal case has been registered under the Excise Act against the applicant.
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