

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 8084 of 2017

- Rohit Kumar Ahirwar S/o Chhotelal Ahirwar, Aged About 35 Years, R/o Near Tarbahar Fatak, Bilaspur, District Bilaspur Chhattisgarh. , Chhattisgarh

---- Applicant

Versus

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

---- Non-applicant

For Applicant – Shri Devesh Chandra Verma, Advocate.

For Non-applicant/State – Shri Anant Bajpai, Panel Lawyer.

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order on Board

06-03-2018

1. Heard on the application filed under Section 439 of the Cr.P.C. This is first bail application before this Court filed by the applicant for grant of regular bail. The applicant has been arrested on 06-07-2017 in connection with Crime No.230/2017 registered at P.S. Torwa, Bilaspur, District Bilaspur, Chhattisgarh for the offence under Section 20-B of N.D.P.S. Act.

2. It is submitted on behalf of the applicant that the applicant has been falsely implicated in this case. The applicant is in jail since 06-07-2017. The case is before the trial Court and the trial against him is likely to take some time before its conclusion. The applicant is local resident and he is ready to abide by all the conditions to be imposed on grant of bail. Hence, it is prayed that he may be granted regular bail.

3. Learned counsel for the State/non-applicant opposes the application.

4. Heard learned counsel for both the parties and perused the case diary.

5. As the case is, on the date of incident police personnel of P.S. Torwa, District Bilaspur stopped one motorcycle occupied by this applicant and co-accused person. On search made, 9.610 kg. Ganja was seized from the

possession of this applicant, on that basis the case was registered against this applicant and co-accused person.

6. Considered on the material present in the case diary. As the applicant is local resident of District Bilaspur and there is no likelihood of his absconding, further, the trial against him is likely to take some time before its conclusion, hence, for these reasons, I am of this view that the applicant should be released on regular bail during pendency of the trial against him.

7. Consequently, this application filed by the applicant under Section 439 of the Cr.P.C. for grant of regular bail is hereby allowed. It is directed that the applicant shall be released on bail on his furnishing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned Court, for his appearance as and when directed.

8. Certified copy as per rules.

Sd/-
(Rajendra Chandra Singh Samant)
Judge