

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 8177 of 2018**

1. Bundram, S/o Shri Baratram Yadav, aged about 46 years.
 2. Somsingh Sidar, S/o Hemsingh Sidar, aged about 42 years.
- Both are resident of village Tenka, Police Station Kotwali, Civil and Revenue District Raigarh (CG). **---- Applicants**

Versus

State of Chhattisgarh, through Police Station Kotraroad, Civil and Revenue District Raigarh(CG). **---- Non-applicant**

For Applicants : Mr. Punit Ruparel, Advocate.
 For Non-applicant : Mr. Neeraj Kumar Sharma, Dy. Govt. Advocate

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

27.10.2018

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicants before this Court and no other bail application is pending before any other Court.
2. The applicants have been arrested in connection with Crime No.263/2018 registered at Police Station Kotraroad, District Raigarh for the offence punishable under Sections 34(2) & 59(A) of the Chhattisgarh Excise Act.
3. Case of the prosecution, in brief is that on 07.10.2018, 5.580 bulk liters hand made country liquor has been seized from the applicants.
4. Counsel for the applicants submits that the applicants are innocent and have been falsely implicated in the present case, therefore, they may be released on bail.
5. On the other hand, counsel for the State opposes the bail application. He further submits that no criminal antecedent is reported against the applicants in police case diary.
6. Looking to the above facts and circumstances of the case, the application is allowed. It is directed that if the applicants furnishes one solvent surety for a sum of Rs.25,000/- each along with a personal bond of Rs.25,000/- each to the satisfaction of the concerned Trial Court, they be released on bail.
7. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE