

NAFRHIGH COURT OF CHHATTISGARH, BILASPURMCRC No. 8353 of 2018

- Avinash Choukse S/o Prem Choukse Aged About 36 Years R/o Indra Nagar Ward No. 11 Near Lions Park ,police Station Mandi-Deep Disrtrict Raisen Madhya Pradesh, District : Raisen, Madhya Pradesh

---- Applicant

Versus

- State Of Chhattisgarh Through Station House Officer ,police Station Golbazar District Raipur Chhattisgarh., District : Raipur, Chhattisgarh

---- Non-applicant

For Applicant	: Mr. Navin Shukla, Advocate.
For Non-applicant	: Mr. Neeraj Sharma, Dy. G.A.

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

15.11.2018

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court and no other bail application is pending before any other Court.
2. Perused the case diary provided by the learned counsel for the State in connection with crime No. 190/2018 registered at Police Station – Golbazar District – Raipur (C.G.) for the offence punishable under Sections 20(B) of NDPS Act.
3. Case of the prosecution, in brief is that on 13.09.2018, Sub-inspector Ishan Sakar, PS Golbazar, Raipur seized 2 Kg cannabis from the applicant.
4. Learned counsel for the applicant submits that the applicant has no criminal background. He is innocent and has been falsely implicated in the present case, therefore, he shall be released on bail.
5. On the other hand, learned counsel for the State opposes the bail application, however, he submits that there is no antecedent against the applicant.
6. Looking to these facts and circumstances of the case, looking to the fact that there is no likelihood of the accused to abscond and tamper the evidence, It is directed that if the applicant furnishes one solvent surety for a sum of Rs.25,000/- along with a personal bond in the like sum to the satisfaction of the concerned Trial Court with the condition that he will appear before the Trial Court at 11:00 am as and when directed till trial and he would cooperate during the trial, he shall be released on bail.
7. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE