

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 8319 of 2018**

1. Pritam Khute, S/o Shri Ramadhar Khute, aged about 20 years.
2. Dhaniram Khute, S/o Jethu, aged about 19 years.
Both Caste Satnami, R/o Village Taparda, P.S. And Tahsil Pussaur, District Raigarh (CG).
---- Applicants

Versus

State of Chhattisgarh, through Excise Sub Inspector, Excise Circle Raigarh (South)
District Raigarh (CG).
---- Non-applicant

For Applicants : Mr. Manoj Kumar Jaiswal, Advocate.
For Non-applicant : Mr. Ashok Kumar Swarnakar, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

30.10.2018

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.25/2018 registered at Police Station Excise Sub Inspector, Excise Circle Raigarh (South), District Raigarh for the offence punishable under Sections 34(1)(A), 34(2) of the Chhattisgarh Excise Act.
3. Case of the prosecution, in brief is that on 14.10.2018, 44.00 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 furnish 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

L/-