

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 8623 of 2018**

Ashok Gayakwad, S/o Shri Umrao Gayakwad, aged about 40 years, R/o Kutela, Police Station and Tahsil Arang, District Raipur (CG). ---- **Applicant**

Versus

State of Chhattisgarh, through Station House Officer, Police Station Arang, District Raipur (CG). ---- **Non-applicant**

For Applicant : Ms. Sunita Sahu, Advocate.
For Non-applicant : Mr. Ramakant Pandey, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

02.11.2018

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. The applicant has been arrested in connection with Crime No.459/2018 registered at Police Station Arang, District Raipur for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
3. Arguments heard.
4. Case of the prosecution, in brief is that on 11.10.2018, 5.760 bulk liters foreign and country made liquor have been seized from the applicant.
5. Counsel for the State submits that no criminal antecedent of the applicant is reported 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 applicant furnishes one solvent surety for a sum of Rs.25,000/- along with a personal bond of Rs.25,000/- to the satisfaction of the concerned Trial Court, he be released on bail.
7. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE

L/-