

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No.8598 of 2018**

Ram Kumar Banjare, S/o Shri Shani Ram, aged about 45 years, R/o Village Bundeli, Police Chowki Adbhar, Police Station Malkharoda, Civil & Revenue District Janjgir Champa (CG).
---- Applicant

Versus

State of Chhattisgarh, through SHO, Police Chowki Adbhar, Police Station Malkharoda (wrongly mentioned through District Magistrate Janjgir), Civil & Revenue District Janjgir Champa(CG).
---- Non-applicant

For Applicant : Mr. Paras Mani Shriwas, Advocate.

For Non-applicant : Mr. Satish Gupta, Govt. Advocate

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 bail application is pending before any other Court.
2. The applicant has been arrested in connection with Crime No.244/2018 registered in Police Chowki Adbhar, Police Station Malkharoda, District Janjgir Champa for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
3. Prosecution story in brief is that on 23.10.2018, 7.00 bulk liters hand made country liquor has been seized from the applicant.
4. Counsel for the applicant argued that the applicant is innocent and has been falsely implicated in the present case hence he may be released on bail.
5. On the other hand, counsel for the State opposed the bail application. He further submits that previously one criminal case has already been registered against the applicant.
6. Looking to the above facts and circumstances of the case, the application is allowed. It is ordered that if the applicant furnishes two solvent sureties each for a sum of Rs.25,000/- along with one personal bond of Rs.50,000/- to the satisfaction of the concerned Trial Court with the condition that will not involve himself in any of the crime in future, he be released on bail.
7. Certified copy as per rules.

Sd/-**(Sharad Kumar Gupta)****JUDGE**

L/-