

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 8651 of 2018**

- Pankaj Madhukar S/o Shri Johan Lal Aged About 30 Years R/o Shanti Nagar, Bhatha Para, Gadadih P.S. Utai District- Durg, Chhattisgarh., District : Durg, Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through District- Magistrate District- Durg, Chhattisgarh., District : Durg, Chhattisgarh

---- Non-applicant

For Applicant : Ms. Priya Sharma, Advocate

For Non-applicant : Shri Suryakant Mishra, 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. 324/2018 registered at Police Station – Utai, District Durg (C.G.) for the offence punishable under Section 34(2) of the C.G. Excise Act.
3. Arguments heard.
4. Case of the prosecution, in brief is that on 13.10.2018, 5.94 bulk liter foreign liquor has been seized from the applicant.
5. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the present case, therefore, he shall be released

on bail.

6. On the other hand, learned counsel for the State opposes the bail application. He further submits that two other cases have already registered against the applicant.
7. Looking to the above facts and circumstances of the case, the application is allowed. It is directed that if the applicant furnishes two solvent sureties each for a sum of Rs.25,000/- along with a personal bond of Rs. 50,000/- to the satisfaction of the concerned Trial Court with the condition that he will not involve himself in any crime in future, he be released on bail.
8. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE