

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No.9141 of 2018**

Mohsin Khan, S/o Babbu Khan, aged about 27 years, R/o Pachari Para, Durg,
Police Station & Tahsil Durg, District Durg (CG). **---- Applicant**

Versus

State of Chhattisgarh, through Police Station Durg, District Durg (CG).
---- Non-applicant

For Applicant : Mr. Tarun Dansena, Advocate.
For Non-applicant : Mr. Ashok Kumar Swarnakar, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

28.11.2018

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court and his no bail application is pending before any other Court.
2. The applicant has been arrested in connection with Crime No.907/2018 registered in Police Station Durg, District Durg for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
3. Prosecution story in brief is that on 28.10.2018, 6.480 bulk liters country made 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 three criminal cases, out of which, two cases under of CrPC and one case under of IPC Act have 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/-