

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 9011 of 2018**

Smt. Balmati Sidar, W/o Shri Bilamb Sidar, aged about 37 years, Caste Saura, Occupation House Wife, R/o Village Saraipali, Bastipara, Police Station Sarangarh, Police chowki Kanakbira, Tahsil Sarangarh, District Raigarh (CG).

---- Applicant**Versus**

State of Chhattisgarh, through Officer in Charge of Police Station Sarangarh, Police Chowki Kanakbira, Tahsil Sarangarh, District Raigarh (CG).

---- Non-applicant

For Applicant : Mr. Roop Naik, Advocate

For Non-applicant : Mr. Neeraj Kumar Sharma, Dy. Govt. Advocate

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

26.11.2018

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.683/2018 (wrongly mentioned as 697/2018) registered at Police Station Sarangarh, Police Chowki Kanakbira, District Raigarh for the offence punishable under Sections 34(1)(A), 34(2) & 59(A) of the Chhattisgarh Excise Act.
3. Case of the prosecution, in brief is that on 08.10.2018, 11.00 bulk liters hand made country liquor has been seized from the applicant.
4. Counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the present case, therefore, she 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 reported against the applicant 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, she be released on bail.
7. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE