

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No.9384 of 2018**

Heeralal Sinha, S/o Shri Ghasiram Sinha, aged about 45 years, R/o Village Birajpali,
Post Bandeli, P.S. Tendukona, Civil & Revenue District Mahasamund (CG).

---- Applicant**Versus**

State Of Chhattisgarh, through Station House Officer, Police Outpost Bundeli, Police
Station Tendukona, District Mahasamund (CG).

---- Non-applicant

For Applicant : Mr. Sunil Sahu, Advocate
For Non-applicant : Mr. Neeraj Kumar Sharma, Dy.G.A.

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

01.12.2018

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.128/2018 registered in Police Station Police Outpost, Bundeli Police Station Tendukona, District Mahasamund for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
3. Prosecution story in brief is that on 31.10.2018, 8.00 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 one criminal case under of CRPC 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/-