

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No.9270 of 2018**

Kunti Bai, W/o late Bhiya Lal, aged about 48 years, R/o Kundra Para, Near Mini Stadium, Bhilai-3, District Durg. **---- Applicant**

Versus

State of Chhattisgarh, through S.H.O. Excise Circle-4, Bhilai, District Durg (CG). **---- Non-applicant**

For Applicant : Mr. Amit Singh, Adv. On behalf of Mr. Vivek Sharma, Advocate.
For Non-applicant : Mr. Satish Gupta, Govt. Advocate.

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

29.11.2018

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.128/2018 registered in Police Station Excise Circle-4, Bhilai District Durg for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
3. Prosecution story in brief is that on 25.10.2018, 5.400 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 she may be released on bail.
5. On the other hand, counsel for the State opposed the bail application. He further submitted that previously one criminal case under of Excise Act 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, she be released on bail.
7. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE

L/-