

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No.9613 of 2018**

Komal Sahu, aged about 24 years, S/o Tekram Sahu, R/o Rameshwar Nagar, in front of Kabir Aashram, Khamtarai, P.S. Khamtarai, Tahsil and District Raipur (CG).
---- Applicant

Versus

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

For Applicant : Mr. D.L. Dewangan, Advocate.
 For Non-applicant : Mr. Ramakant Pandey, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

07.12.2018

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.558/2018 registered in Police Station Khamtarai, Raipur for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
3. Prosecution story in brief is that on 09.10.2018, 6.120 bulk liters foreign 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 submitted that previously three criminal cases, out of which, one case under of IPC and one case under of Arms 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/-