

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 574 of 2019**

Kiran Kumar Sahis, aged about 21 years, S/o late Shri Ramdin Sahis, R/o Village Guchkuliya, P.S. Jaijaipur, District Janjgir Champa (CG). **---- Applicant**

Versus

State of Chhattisgarh, through Police Station Jaijaipur, District Janjgir Champa (CG).

---- Non-applicant

For Applicant : Mr. Ashutosh Trivedi, Advocate.

For Non-applicant : Mr. Wasim Miyan, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta**Order On Board****23.01.2019**

1. Case diary is not produced.
2. 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.
3. Perusal the copy of charge-sheet provided by the counsel for the applicant in connection with Crime No.228/2018 registered at Police Station Jaijaipur, Janjgir Champa for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
4. Case of the prosecution, in brief is that on 26.12.2018, 17.00 bulk liters of hand made country liquor has been seized from the applicant.
5. Counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the present case, therefore, he may be released on bail.
6. On the other hand, counsel for the State opposes the bail application.
7. As per enclosed photocopy of memo of arrest, which is a part of bail application, no criminal antecedent is reported against the applicant in police case diary.
8. 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, he be released on bail.
9. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE

L/-