

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No.748 of 2019**

Hira Singh, S/o Toran Singh, aged about 42 years, Caste Gond, R/o Village Musra Khurd, Tahsil Dongargarh, District Rajnandgaon (CG). ---- **Applicant**

Versus

State of Chhattisgarh, through Station House Officer, Police Station Dongargarh, District Rajnandgaon (CG). ---- **Non-applicant**

For Applicant : Mr. S.S. Baghel, Advocate.

For Non-applicant : Ms. Sangeeta Mishra, Govt. Advocate

Hon'ble Shri Justice Sharad Kumar Gupta**Order On Board****30.01.2019**

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court and her no bail application is pending before any other Court.
2. The applicant has been arrested in connection with Crime No.23/2019 registered in Police Station Dongargarh, District Rajnandgaon for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
3. Prosecution story in brief is that on 15.01.2019, 8.640 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 submits that previously two cases under the Excise 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, she be released on bail.
7. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE

L/-