

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 843 of 2019**

1. Raju, S/o Vipat Ram Netam, aged about 36 years.
 2. Gajraj, S/o Khorbahra, aged about 48 years.
- Both are resident of village Thakurtola, Police Station Gandai, District Rajnandgaon (CG).

---- Applicants**Versus**

State of Chhattisgarh, through Police Station Chhuikhadan, District Rajnandgaon (CG).

---- Non-applicant

For Applicants : Mr. Roop Naik, Advocate.
 For Non-applicant : Ms. Sangeeta Mishra, Govt. Advocate

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

05.02.2019

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicants before this Court and no other bail application is pending before any other Court.
2. The applicants have been arrested in connection with Crime No.12/2019 registered at Police Station Chhuikhadan, District Rajnandgaon for the offence punishable under Section 34 (2) of the Chhattisgarh Excise Act.
3. Case of the prosecution, in brief is that on 21.01.2019, 6.300 bulk liters foreign liquor and country made liquor have been seized from the applicants.
4. Counsel for the applicants submits that the applicants are innocent and have been falsely implicated in the present case, therefore, they may be released on bail.
5. On the other hand, counsel for the State opposes the bail application. He further submits that no criminal antecedent is reported against the applicants in police case diary.
6. Looking to the above facts and circumstances of the case, the application is allowed. It is directed that if the applicants furnish one solvent surety for a sum of Rs.25,000/- each along with a personal bond of Rs.25,000/- each to the satisfaction of the concerned Trial Court, they be released on bail.
7. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE

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