

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 1209 of 2019**

- Bhagwat @ Mical Thakur S/o Late Faujdar Thakur Aged About 40 Years R/o Village - Bundeli, Police Station Chhuikhadan, District Rajnandgaon Chhattisgarh

..... Applicant

Versus

- State Of Chhattisgarh Through Station House Officer, Police Station- Chhuikhadan, District- Rajnandgaon Chhattisgarh

.....Non Applicant

For the Applicant	:	Mr. Abhishek Sharma, Advocate
For Non Applicant	:	Mr. Vikram Dixit, Govt. Advocate

Hon'ble Shri Justice Sharad Kumar Gupta

Order On Board**19/02/2019**

1. This is the first bail application under Section 439 of the CrPC and there is no bail application is pending before any other Court.
2. The applicant has been arrested in connection with Crime No. 35/2019 registered at Police Station- Chhuikhadan, District- Rajnandgaon (C.G.) for the offence punishable under Section 34(2), 34(1) of the CG Excise Act.
3. Case of the prosecution, in brief is that on 05.02.2019, 5.475 bulk liters of foreign as well as country made liquor were seized from the possession of the applicant.
4. Government Advocate submitted that 5 other criminal cases have been registered against the applicant out of which 2 under Excise Act and 3 under Cr.P.C.
5. Counsel for the applicant further submitted that one Excise case is of 2014 and in this case applicant has been already acquitted. Thus, applicant may be released on bail.
6. Looking to the facts and circumstances of the case, looking to this fact that 5 other criminal cases have been registered against the applicant, the bail application is rejected.
7. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
Judge

Parul