

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 1416 of 2019**

- Kamlesh Kushwaha S/o Late Butan Kushwaha Aged About 45 Years
Occupation Business, R/o Kedarpur, Ambikapur, District Surguja
Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through The Station House Officer, Police Station
Ambikapur (Kotwali), District Surguja Chhattisgarh

---- Non Applicant

For the Applicant	:	Shri Jitendra Shrivastava, Advocate
For the State	:	Ms. M. Asha, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta**Order On Board****27/02/2019**

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.87/2019 registered at Police Station- Ambikapur (Kotwali), District- Surguja (C.G.) for the offence punishable under Section 34 (2) of CG Excise Act.
3. Argument heard.
4. Case of the prosecution, in brief is that on 13.02.2019, 6.300 bulk liters of foreign liquor was seized from the possession of the applicant.
5. Counsel for the State submits that there is no criminal antecedent against the applicant.
6. 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 one personal bond of Rs. 25,000/- to the satisfaction of the trial Court concerned, he be released on bail.
7. Certified copy as per rules.

Sd/-**(Sharad Kumar Gupta)**
Judge