

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 2275 of 2019**

Anand Kumar Khobhey @ Bholu, S/o Tejram Khobhey, aged about 40 years,
Caste Satnami, R/o Village Chilhati, Thana Sarkanda, Tahsil and District
Bilaspur (CG). **---- Applicant**

Versus

State of Chhattisgarh, through Excise Circle , Masturi, District Bilaspur (CG).

---- Non-applicant

For Applicant : Mr. Krishna Kumar Khatri, Advocate.
For Non-applicant : Mr. S.R.J. Jaiswal, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

04.04.2019

1. 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.
2. The applicant has been arrested in connection with Crime No.79/2019 registered at Police Station Excise Circle, Masturi for the offence punishable under Sections 34(1)(क)(च), 34(2), 59(क) of the Chhattisgarh Excise Act.
3. Case of the prosecution, in brief is that on 15.03.2019, 10.00 bulk liters hand made country liquor and 100 kg ram materials have been seized from the applicant.
4. 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.
5. On the other hand, counsel for the State opposes the bail application. He further submits that no criminal antecedent of the applicant is reported 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 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.
7. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE

L/-