

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 2704 of 2019**

Galichand Gond S/o Upasi Gond Aged About 32 Years R/o Village
Diyabar, Police Station Borhamdev, District Kabirdham Chhattisgarh.

---- Petitioner**Versus**

State Of Chhattisgarh Through District Magistrate, Kabirdham, District-
Kabirdham Chhattisgarh.

---- Respondent

For Applicant	: Shri Dharmesh Shrivastava, Advocate.
For Respondent/State	: Shri V.K. Agrawal, Panel Lawyer.

Hon'ble Shri Justice Arvind Singh Chandel
Order On Board

29/04/2019

1. The Applicant has preferred this first bail application under Section 439 of Cr.P.C. for grant of regular bail as he is arrested in connection with crime No. 05/2019, registered at Police Station – Excise Circle Bodla, District- Kabirdham (C.G.) for the offence punishable under Section 34 (1) A, 34 (2) of the Chhattisgarh Excise Act.
2. As per the prosecution story, on 03.04.2019 on the basis of information received from an informant, police officials searched the house of the Applicant and seized total 18 Bulk Litres of country-made liquors from the possession of the Applicant. The Applicant has been taken into custody on 03.04.2019.
3. Learned Counsel appearing on behalf of the Applicant submits that the Applicant has been falsely implicated in the present case. He further submits that the applicant has no previous antecedent, Applicant is in custody since 03.04.2019 and trial will take time, therefore, the Applicant may be released on bail.

4. Per contra, learned Counsel appearing on behalf of the State opposes the bail application.
5. I have heard learned Counsel for the parties and perused the case diary with due care.
6. Considering the facts and circumstances of the case, particularly considering the fact that the Applicant is in custody since 03.04.2019 and trial will likely to take some time, without further commenting on merits of the case, I am inclined to release the Applicant on bail.
7. Accordingly, the bail application is allowed.
8. It is directed that the Applicant shall be released on bail on executing a personal bond for a sum of Rs. 20,000/- with one solvent surety for the like amount to the satisfaction of the Trial Court for his appearance before the said Court as and when directed.

Sd/-

(Arvind Singh Chandel)
Judge