

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 2761 of 2019**

1. Anil Kumar, S/o Murari, aged about 28 years.
 2. Kiran Kumar S/o Garib, aged about 24 years.
 Both Caste Suryawanshi, R/o Village Bundela, P.S. Shivrinarayan, District Janjgir
 Champa, (CG). **---- Applicants**

Versus

State of Chhattisgarh, through Collector, District Janjgir Champa (CG).

---- Non-applicant

For Applicants : Mr. Aman Upadhyay, Advocate.
 For Non-applicant : Mr. Wasim Miyan, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

25.04.2019

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.117/2019 registered at Police Station Shivrinarayan, District Janjgir Champa for the offence punishable under Sections 34 (2) & 59(a) of the Chhattisgarh Excise Act.
3. Case of the prosecution, in brief is that on 10.04.2019, 5.760 bulk liters country made liquor has been seized from the applicant No.2-Kiran Kumar and applicant No.1-Anil Kumar was accompanied to applicant No.2.
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

L/-