

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No.3037 of 2019**

Suraj Khute, S/o Shri Munna Khute, aged about 35 years, R/o Nawagaon,
Kharora, Police Station Kharora, Raipur, District Raipur (CG).

---- Applicant**Versus**

State of Chhattisgarh, through Station House Officer, Excise Circle, Civil Line,
Raipur, District Raipur (CG).

---- Non-applicant

For Applicant : Ms. Sunita Sahu, Advocate.
For Non-applicant : Mr. Wasim Miyan, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

03.05.2019

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court and his no bail application is pending before any other Court.
2. The applicant has been arrested in connection with Crime No.18/2019 registered in Police Station Excise Circle, Civil Line, Raipur, District Raipur for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
3. Prosecution story in brief is that on 12.04.2019, 22.960 bulk liters country made liquor has been seized from the applicant.
4. Counsel for the applicant argued that the applicant is innocent and has been falsely implicated in the present case hence he may be released on bail.
5. On the other hand, counsel for the State opposed the bail application. He further submits that previously three other criminal cases, out of which, one case under IPC, one case under CrPC and one case under Excise Act have already been registered against the applicant.
6. Looking to the above facts and circumstances of the case, the bail application is allowed. It is ordered that if the applicant furnishes two solvent sureties each for a sum of Rs.25,000/- along with one personal bond of Rs.50,000/- to the satisfaction of the concerned Trial Court with the condition that will not involve himself in any of the crime in future, he be released on bail.
7. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE

L/-