

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No.3030 of 2019**

Dhananjay, S/o Shri Santosh, aged about 38 years, Caste Nuniya, R/o Village Kharaud, Police Station Shivarinarayan, Civil and Revenue District Janjgir Champa (CG).
---- Applicant

Versus

State of Chhattisgarh, through District Magistrate, Janjgir, Civil & Revenue Janjgir Champa (CG).
---- Non-applicant

For Applicant : Mr. Paras Mani Shriwas, 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.129/2019 registered in Police Station Shivarinarayan, District Janjgir Champa for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
3. Prosecution story in brief is that on 16.04.2019, 10.00 bulk liters hand made country 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 two other criminal cases, out of which, one case under Excise Act and one case under CrPC 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/-