

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 3713 of 2019**

Ravi Gayakwad S/o Bhagat Ram Gayakwad, Aged About 28 Years
 R/o Village- Ghorari, Police Station- Ranitarai, Tahsil- Patan, District-
 Durg, Chhattisgarh

---- Petitioner**Versus**

- State Of Chhattisgarh Through District- Magistrate, District- Durg,
 Chhattisgarh

---- Respondent

For Applicant	:	Shri Resham Lal Jaiswal, Advocate
For Respondent/State	:	Shri K. K. Singh, Govt. Advocate

Hon'ble Shri Justice Rajendra Chandra Singh Samant**Order on Board****14/06/2019**

1. Heard on the application filed under Section 439 of the Cr.P.C. This is first bail application before this Court filed by the applicant for grant of regular bail. The applicant has been arrested on 13.05.2019 in connection with Crime No.32 of 2019 registered at Police Station Rani Tarai, District Durg (Chhattisgarh) for the offence punishable under Section 34(2) of Chhattisgarh Excise Act.
2. It is submitted on behalf of the applicant that the applicant is innocence and he has been falsely implicated in this case. He is in jail since 13.05.2019. Hence, it is prayed that the applicant may be released on regular bail.
3. Learned counsel for the State opposing the bail application submits that the applicant has criminal antecedent of having been prosecuted twice for the similar offence. He further submits that

in total **50** bulk liters hand made Mahua liquor has been seized from the possession of the applicant. Hence, he is not entitled for grant of bail.

4. Heard learned counsel for both the parties and perused the case diary.
5. Considering the entire facts and circumstances of the case and the quantity of liquor which is alleged to have been seized from the possession of the applicant, this Court is of the opinion that prima facie, a strong case for grant of bail has been made out.
6. Accordingly, the application for grant of bail is allowed. It is directed that the Applicant will be released on bail on his furnishing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned Court for his appearance before the said Court as and when directed.

Sd/-
(Rajendra Chandra Singh Samant)
Vacation Judge