

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No.4159 of 2019**

Santosh Kashipuri, S/o Sitaram, aged about 27 years, R/o village Aamagohan, Khongsara, Police Chowki Belgahna, District Bilaspur (CG). ---- **Applicant**

Versus

State of Chhattisgarh, through Police Station Kota, District (Revenue & Civil) Bilaspur (CG). ---- **Non-applicant**

For Applicant : Mr. Yogesh Chandra, Adv. appearing on behalf of Mr. Anand Kesharwani, Advocate.
For Non-applicant : Mr. Wasim Miyan, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

26.06.2019

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court and no bail application is pending before any other Court.
2. The applicant has been arrested in connection with Crime No.158/2019 registered in Police Station Kota, District (Revenue & Civil) Bilaspur for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
3. Prosecution story in brief is that on 31.03.2019, 15.00 bulk liters hand made country liquor has been seized from the applicant.
4. Counsel for the applicant argued that the applicant is an 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 one case under Excise Act has 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/-