

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 4109 of 2019**

Karan @ Gyan Prakash, son of Krishna Kumar Pandey, aged about 25 years, R/o Ward No.6, Pratappur Naka, Khalpara Ambikapur, Police Station & Tahsil Ambikapur, District Surguja (CG).
---- Applicant

Versus

State of Chhattisgarh, through Police Station Excise Circle, Ambikapur, District Surguja (CG).
---- Non-applicant

For Applicant : Mr. Vivek Tripathi, Advocate.
 For Non-applicant : Mr. Vinod Tekam, 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 other bail application is pending before any other Court.
2. The applicant has been arrested in connection with Crime No.08/2019 registered at Police Station Excise Circle, Ambikapur, District Surguja for the offence punishable under Sections 34(1)(a), 34(2) & 59(a) of the Chhattisgarh Excise Act.
3. Case of the prosecution, in brief is that on 13.06.2019, 7.2 bulk liters foreign liquor has been seized from the applicant.
4. Counsel for the applicant submits that the applicant is an innocent and has been falsely implicated in the present case, therefore, he 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 applicant in police case diary.
6. Looking to the above facts and circumstances of the case, the bail application is allowed. It is directed that if the applicant furnishes one solvent surety for a sum of Rs.25,000/- along with a personal bond of Rs.25,000/- to the satisfaction of the concerned Trial Court, he be released on bail.
7. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE

L/-