

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 4190 of 2019**

- Uttar Kumar Miri S/o Panburi Miri Aged About 26 Years Caste- Satnami, R/o Village- Pandabari, Shankarpur, Tukada, Police Station- Sankara, Tahsil- Pithora, District- Mahasamund, Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through Station House Officer, Police Station- Sankara, District- Mahasamund, Chhattisgarh

----Non Applicant

For the Applicant : Shri Sudhir Sahu, Advocate

For the State : Ms. M. Asha, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta**Order On Board****27/06/2019**

1. This is the first bail application under Section 439 of the CrPC and there is no bail application pending before any other Court.
2. The applicant has been arrested in connection with Crime No.119/2019 registered at Police Station- Sankara, District- Mahasamund (C.G.) for the offence punishable under Section 34 (2) of CG Excise Act.
3. Argument heard.
4. Case of the prosecution, in brief is that on 14.06.2019, 40 bulk liters of country made liquor was seized from the possession of the applicant.
5. Learned counsel for the applicant submits that applicant has no criminal background, he is innocent and has been falsely implicated in the present case, therefore, he may be released on bail.

6. Counsel for the State submits that one another criminal case under the Excise Act has been registered against the applicant.
7. Looking to the above mentioned facts and circumstances of the case, the application is allowed. It is directed that if the applicant furnishes two solvent sureties each for a sum of Rs. 25,000/- along with a personal bond of Rs. 50,000/- to the satisfaction of the trial Court concerned with the condition that he will appear before the trial Court at 11:00 am as and when directed till trial and he would cooperate during the trial, he be released on bail.
8. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
Judge

Parul