

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 4246 of 2019

- Sanjay Gendale S/o Dooj Ram Gendale Aged About 19 Years
R/o Ward No. 12, Indrapuri, Tifra, Police Station Sirgitti, District
Bilaspur Chhattisgarh.

---- Applicant

Versus

- State Of Chhattisgarh Through The Station House Officer,
Police Station Sirgitti, District Bilaspur Chhattisgarh.

---- Respondent

For Applicant	:	Shri B.P.Banjare, Advocate
For Respondent/State	:	Shri Anant Bajpai, PL

Hon'ble Smt. Justice Rajani Dubey

Order On Board

02/08/2019

The applicant has filed this application under Section 439 of the Code of Criminal Procedure for grant of regular bail as he is in custody in connection with Crime No. 206/2019 registered at police station Sirgitti, District Bilaspur (CG) for the offence punishable under Section 20(B) of the Narcotics Durgs and Psychotropic Substances Act.

As per case of the prosecution, on receiving secret information search was made and 3 kgs. of ganja was seized from the possession of the applicant.

Counsel for the applicant submits that the applicant has been falsely implicated in the crime and the seized contraband was

recovered from an open place. He submits that the applicant has been falsely implicated in the crime in question. He submits that the ingredients of alleged offence is not attracted against the applicant and the trial may take some time for its disposal and therefore he be released on bail.

On the other hand, learned counsel for the State opposes the bail application.

Considering the totality of the facts and circumstances of the case, in particular the nature of allegation against the applicant, I am inclined to release him on regular bail. Accordingly, his application filed under Section 439 of the Code of Criminal Procedure is allowed.

It is directed that in the event of the applicant's furnishing a personal bond of Rs. 50,000/- with one surety in the like sum to the satisfaction of the concerned court for his appearance before it as and when directed, he shall be released on bail.

Sd/-
(Rajani Dubey)
Judge