

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 4417 of 2019

- Smt. Darasmati W/o Tejram Patel, Aged About 34 Years, Occupation House Wife, R/o Village Gurda, P.S. and Tahsil Kharsiya, District Raigarh Chhattisgarh, District : Raigarh, Chhattisgarh

---- Applicant

Versus

- State of Chhattisgarh Through Station House Officer, Kharsiya, District Raigarh Chhattisgarh, District : Raigarh, Chhattisgarh

----Non-applicant

For Applicant – Shri Krishna Tandon, Advocate.

For Non-applicant/State – Shri Lav Sharma, Panel Lawyer.

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order on Board

15-07-2019

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 25-06-2019 in connection with Crime No.276/2019 registered at P.S. - SHO, Kharsiya, District Raigarh, Chhattisgarh for the offence under Section 34(2) & 59(A) of Excise Act.
2. It is submitted on behalf of the applicant that the applicant has been falsely implicated in this case. She is in jail since 25-06-2019. Hence, it is prayed that the applicant may be released on regular bail.
3. Learned counsel for the State/non-applicant opposes the application and submission. It is submitted that in total 6.5 bulk liter illicit liquor has been seized from the possession of the applicant. Also, there is one previous case registered against her. Hence, she is not entitled for grant of bail.
4. Heard learned counsel for the parties and perused the case diary.
5. Considering on the submissions made and the contents of the case diary, detention of the applicant till conclusion of the trial would not serve any purpose. Hence, for these reasons, I am of the view that the application

deserves to be allowed.

6. Consequently, this application filed by the applicant under Section 439 of the Cr.P.C. for grant of regular bail is hereby allowed. It is directed that the applicant shall be released on bail on her 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 her appearance as and when directed.

7. Certified copy as per rules.

Sd/-
(Rajendra Chandra Singh Samant)
Judge