

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 9505 of 2018**

1. Devji Ram, S/o Bisnath Sahu, aged about 27 years.
 2. Lileshwar, S/o Umrao, aged about 24 years, By Caste Nishad.
 3. Garib Ram, S/o Harichand Nishad, aged about 45 years.
- All are resident of Tirra, Police Station Akladongri, Tahsil Dhamtari, District Dhamtari (CG).

---- Applicants**Versus**

State of Chhattisgarh, through Station House Officer, Police Station Akladongri, District Dhamtari (CG).

---- Non-applicant

For Applicants : Mr. Y.C. Sharma, Advocate.
 For Non-applicant : Mr. Vinod Tekam, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

14.01.2019

1. This is first bail application under Section 439 of the Cr.P.C. preferred by the applicants before this Court and no other bail application is pending before any other Court.
2. The applicants have been arrested in connection with Crime No.26/2018 registered at Police Station Akladongri, District Dhamtari for the offence punishable under Section 34 (2) of the Chhattisgarh Excise Act.
3. Case of the prosecution, in brief is that on 11.10.2018, 90.00 bulk liters hand made country liquor has been seized from the applicants.
4. Counsel for the applicants submits that the applicants are innocent and have been falsely implicated in the present case, therefore, they 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 applicants in police case diary.
6. Looking to the above facts and circumstances of the case, the application is allowed. It is directed that if the applicants furnish one solvent surety for a sum of Rs.25,000/- each along with a personal bond of Rs.25,000/- to the satisfaction of the concerned Trial Court, they be released on bail.
7. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE

L/-