

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 9578 of 2018**

Rameshwar Prasad Rajwade, S/o Sundar Ram Rajwade, aged about 39 years,
Caste Rajwar, R/o Village Basdeyi Devallapara, Chowki Basdeyi, P.S. Tahsil
and District Surajpur (CG). **---- Applicant**

Versus

State of Chhattisgarh, through Station House Officer, Outpost Basdeyi, Police
Station Surajpur, District Surajpur (CG). **---- Non-applicant**

For Applicant : Mr. Shakti Raj Sinha, Advocate.
For Non-applicant : Mr. Vinod Tekam, Panel Lawyer

Hon'ble Shri Justice Sharad Kumar Gupta
Order On Board

10.01.2019

1. Case diary is not produced.
2. 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.
3. The applicant has been arrested in connection with Crime No.472/2018 registered at Outpost Basdeyi, Police Station Surajpur, District Surajpur for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
4. Case of the prosecution, in brief is that on 23.11.2018, 7.00 bulk liters hand made country liquor has been seized from the applicant.
5. Counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the present case, therefore, he may be released on bail.
6. On the other hand, counsel for the State opposes the bail application.
7. As per enclosed photocopy of arrest memo, no criminal antecedent is reported against the applicant.
8. Looking to the above facts and circumstances of the case, the 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.
9. Certified copy as per rules.

Sd/-

(Sharad Kumar Gupta)
JUDGE