

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 9765 of 2018

- Anup Yadav S/o Rajesh Yadav Aged About 23 Years R/o Baldev Bag, Ward No- 16, Tahsi- Rajnandgaon, District- Rajnandgaon, Chhattisgarh., District : Rajnandgaon, Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh Through Station House Officer, Police Station- Dongargarh Police Chowki- Mohara, District- Rajnandgaon, Chhattisgarh., District : Rajnandgaon, Chhattisgarh

---- Respondent

For Applicant	: Mr. S.S. Baghel, Advocate
For State/respondent	: Mr. V.B. Singh, Panel Lawyer.

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order On Board

02/01/2019

1. This is the first bail application filed under Section 439 of the Code of Criminal Procedure, 1973 on behalf of the applicant for grant of regular bail to him as he is in custody in connection with Crime No.227/2018 registered at Police-Station-Dongargarh, District(Civil & Revenue)-Rajnandgaon(C.G.) for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.
2. It is submitted by the learned counsel for the applicant that the applicant has been falsely implicated in this case. Applicant is in jail since 6.7.2018. No case is made out against this applicant. Hence, it

is prayed that he may be enlarged on regular bail.

3. On the other hand, learned counsel for the State opposes the bail application and the submission made in this respect.
4. I have heard the learned counsel for both the parties and perused the case diary.
5. 54 bulk liter foreign liquor was seized from the other co-accused persons, who were traveling in a car which was driven by this applicant. Hence, this case.
6. After due consideration on the entire material present in the case diary, I am of the view that this is a fit case where applicant should be released on regular bail.
7. Accordingly, the bail application filed under Section 439 of the Cr.P.C. are allowed. It is directed that applicant shall be released on bail on his furnishing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned trial Court, for his appearance as and when directed.

Sd/-

(Rajendra Chandra Singh Samant)
Judge