

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRCA No. 46 of 2019

- Ranjit Singh S/o Gopal Singh, Aged About 19 Years, R/o Village- Dewar Bhat, Tahsil – Jamruwa Dewar Bhat, Jamruwa, District- Balod, Chhattisgarh., District : Balod, Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh, through Station House Officer, Police Station- Chihati, District- Rajnandgaon, Chhattisgarh., District : Rajnandgaon, Chhattisgarh

---- Non-applicant

For Applicant – Mr. Malay Shrivastava, Advocate.

For Non-applicant/State – Ms. Madhunisha Singh, P.L.

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order on Board

29-01-2019

1. Apprehending arrest in connection with Crime No.19/2018, registered at Police Station – Chihati, District- Rajnandgaon, Chhattisgarh for offence punishable under Section 34(2) of the C.G. Excise Act, the applicant has preferred this application for grant of anticipatory bail.
2. It is submitted by learned counsel for the applicant that the applicant has been falsely implicated in this case. The applicant has been neither named in the FIR, nor he was found on the spot. Apart from that, there is no statement of any witness regarding his presence on the spot of the incident where the seizure of illicit liquor was made. Therefore, it is prayed that the application may be allowed.
3. Learned counsel for the State/non-applicant opposes the application.
4. Heard learned counsel for the parties and perused the case diary.
5. Police personnel of Police Station Chihati, District- Rajnandgaon made a seizure of 270 bulk liters of foreign liquor from one abandoned vehicle. Hence, this case.
6. After considering on the evidence present in the case diary, I am of this

opinion that this is a fit case for grant of anticipatory bail to this applicant.

7. Accordingly, the anticipatory bail application is allowed. It is directed that in the event of arrest of the applicant in connection with the aforesaid offence, he shall be released on bail by the officer arresting him on executing a personal bond in sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned Investigating Officer. The applicant shall also abide by the following conditions :

- (i) that the applicant shall make himself available for interrogation before the investigating officer as and when required;
- (ii) that the applicant shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer;
- (iii) that the applicant shall not act, in any manner, which will be prejudicial to fair and expeditious trial; and
- (iv) that the applicant shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial.

8. Certified copy as per rules.

Sd/-
(Rajendra Chandra Singh Samant)
Judge