

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 192 of 2020

- Bhuneshvar Dewangan S/o Parsadiram Dewangan Aged About 30 Years R/o Village Near Mosque, Ward No. 13, Sakti, Police Station And Tahsil Sakti, District Janjgir Champa Chhattisgarh,

---- Applicant

Versus

- State Of Chhattisgarh Through Police Station Sakti, District Janjgir Champa Chhattisgarh

---- Respondent

For Applicant : Shri Deepak Kumar Singh, Advocate
For Respondent/State : Shri Anil Tripathi, PL

Hon'ble Smt. Justice Rajani Dubey

Order On Board

02/03/2020

The applicant has filed this application under Section 439 of the Code of Criminal Procedure for grant of regular bail as he is in custody in connection with Crime No.491/2019 registered at police station Sakti, District Janjgir-Champa (CG) for the offence punishable under Section 20(B) of the Narcotics Drugs and Psychotropic Substances Act.

As per prosecution case, on receiving information, the police raided and seized 2 kgs.of contraband from the applicant which was kept in a Carton.

Counsel for the applicant submits that the applicant has been falsely implicated in the case and the mandatory provisions of NDPS

Act have not been complied with. He further submits that the applicant is in jail since 21.12.2019; charge sheet has been filed and looking to the conduct of the prosecution it is clear that the trial will take time for its conclusion.

On the other hand counsel for the State opposes the bail application.

Having heard counsel for the parties, considered the totality of the fact, in particular the detention period of the applicant, I am inclined to release him on regular bail. Accordingly, his application filed under Section 439 of the Code of Criminal Procedure is allowed.

It is directed that in the event of the applicant's furnishing a personal bond in the sum of Rs. 50,000/- with one surety for the like sum to the satisfaction of the concerned Court, he shall be released on bail.

Sd/-
(Rajani Dubey)
Judge