

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 289 of 2020**

- Chumman Patel S/o Tarun Patel Aged About 26 Years R/o Bhanpuri, Near Kabir Aashram P.S. - Khamtarai Tehsil - Raipur District - Raipur Chhattisgarh.

---- Applicant

Versus

- State Of Chhattisgarh Through The Police Station - City Kotwali District - Raipur Chhattisgarh.

---- Respondent

For Applicant.	:	Mr. Pragalbh Sharma on behalf of Mr. Vivek Sharma, Advocate.
For Respondent/State	:	Mr. Akhtar Hussain, PL

Hon'ble Smt. Justice Rajani Dubey**Order on Board****28.02.2020**

1. The applicant has filed this application under Section 439 of the Code of Criminal Procedure for grant of regular bail in connection with Crime No. 534/2019 registered at Police Station : City Kotwali, District Raipur (C.G.) for the offence punishable under Section 21 (B) of NDPS Act.
2. According to the prosecution story, after receiving a secret information from the informant, police personnel searched and seized 195 numbers of Spasmo Proyyron Plus and 216 numbers of capsule containing 50 mg. in each capsule total 9.75 gram Tramadol Hydrochloride from the possession of applicant and co-accused and the applicant has been arrested.
3. Learned counsel appearing on behalf of the applicant submits that the applicant is innocent and has been falsely implicated

in the case. He further submits that applicant is in custody since 05.12.2019 and he is ready to furnish adequate surety and shall abide by all the conditions and directions imposed upon him, therefore, he may be released on bail.

4. Per contra, learned counsel appearing on behalf of the State opposes the bail application.
5. I have heard learned Counsel for the parties.
6. Considering the facts and circumstances of the case, nature and gravity of the offence, as the applicant is in jail since 05.12.2019 and the trial is likely to take some time, without further commenting on merits of the case, I am inclined to release him on bail.
7. Accordingly, the bail application is allowed.
8. It is directed that the applicant shall be released on bail on executing a personal bond for a sum of Rs. 50,000/- with one local surety for the like amount to the satisfaction of the trial Court for his appearance before the said Court as and when directed.

**Sd/-
(Rajani Dubey)
Judge**

Vijay Sahu