

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 690 of 2020**

- Ganga Giri S/o Girjashankar Giri Aged About 27 Years R/o Sagipur Village Parsupur, District Pratapgarh, Utter Pradesh.

---- Applicant**Versus**

- State Of Chhattisgarh, Through : Police Station Kotwali, District Bastar, Chhattisgarh.

---- Respondent

For Applicant : Mr. Vikash A. Shrivastava, Advocate.
 For Respondent/State : Mr. B. L. Sahu, PL.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****16/03/2020**

1. The accused/applicant has moved this **second bail application** under Section 439 of the Code of Criminal Procedure for releasing him on regular bail during trial in connection with Crime No. 359/2019 registered at Police Station - Kotwali, Jagdalpur, District - Bastar (C.G.) for the offence punishable under Section 20 (B) of NDPS Act.
2. The first bail application of the applicant was dismissed with liberty to revive the same after filing of challan by this Court on 06.11.2019 in MCRC No. 5615/2019.
3. The prosecution story, in brief is that, on the basis of information received by the informant police personnel searched and seized 70.00 Kg. Ganja (Cannabis) from the possession of the present applicant. Thereafter, offence has been registered against the present applicant.
4. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the crime in question. He further submits that the applicant is in jail since 12.07.2019, there is no likelihood of his case being decided in near future, therefore, the present appellant may be released

on bail.

5. On the other hand, counsel for the State opposes the bail application.
6. I have heard learned counsel for the parties and perused the case diary.
7. Taking into consideration the nature and gravity of the offence, facts and circumstances of the case, detention period of applicant and further considering the facts that the applicant is in jail since 12.07.2019 and the trial is likely to take some time for its final disposal, this Court is of the view that it is a fit case to release the applicant on bail. Accordingly, the application is allowed.
8. Accused/applicant is directed to be released on bail on his executing a personal bond in the sum of Rs. 1,00,000/- with one local surety in the like sum to the satisfaction of the trial Court. He is directed to appear before the trial Court on each and every date given to him by the said Court.

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