

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

M.Cr.C. No. 2606 of 2020

- Jatindar Pal Singh, aged about 42 years, S/o Pal Singh, resident of Avinash Pride, Hirapur, District Raipur (C.G.)

---- Applicant

Versus

- State of Chhattisgarh, through the Police Station Mandir Hasaud, Raipur (C.G.)

---- State/Non-applicant

For Applicant	:	Shri Raza Ali, Advocate
For Non-Applicant/State	:	Ms. Veena Nair, Deputy Advocate General

Hon'ble Shri Justice Gautam Chourdiya, J

Order on Board

18.11.2020

1. The applicant has preferred this application under Section 439 of Cr.P.C. as he is in jail since 15.03.2020 in connection with Crime No. 89/2020 registered in Police Station- Mandir Hasaud, District Raipur (CG) for the offence punishable under Section 34 (2) of the CG Excise Act.
2. In this case, 881 litres of foreign liquor was seized by the police. Allegation against the applicant is that on the memorandum of the present applicant, from his possession, total 102 boxes of foreign liquor were seized by the police (about 115 litres of liquor).
3. Learned counsel for the applicant submits that the applicant has been falsely implicated in this crime, he is languishing in jail since 15.03.2020, and conclusion of the trial is likely to take some time.
4. On the other hand, learned counsel for the State opposes the bail application.
5. Having heard learned counsel for the parties, having regard to the facts and circumstances of the case, considering the quantity of liquor seized, the

detention period of the applicant and the fact that conclusion of the trial may take some time, the application is allowed. It is directed that in the event of applicant executing a personal bond for a sum of Rs.50,000/- with two equivalent sureties for the like amount to the satisfaction of the concerned trial Court, he shall be released on bail. He is directed to appear before the trial Court on each and every date given to him by the said Court, till disposal of the trial.

6. It is made clear that the applicant shall not involve himself in any offence of similar nature in future or else this order granting bail to the applicant shall automatically stand cancelled without further reference to the Bench.

Sd/-

(Gautam Chourdiya)
Judge