

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 2876 of 2020

- Manoj Vaishnav S/o Jagannath Vaishnav Aged About 48 Years R/o Darrabandha, O. P. Chichola, Rajnandgaon, District : Rajnandgaon, Chhattisgarh

---- Applicant

Versus

- State of Chhattisgarh, Through The O. P. Chichola, Rajnandgaon, District : Rajnandgaon, Chhattisgarh

---- Respondent

For Applicant	:	Shri Anuroop Panda, Advocate.
For Respondent/State	:	Shri Rakesh Sahu, Dy. G.A.

Hon'ble Shri Gautam Chourdiya, J
Order On Board

19.11.2020

1. The applicant has preferred this application under Section 439 of Cr.P.C. as he is in jail since 11.03.2020 in connection with Crime No. 51/2020 registered in O.P. Chichola, P.S. Chhuriya, Distt. Rajnandgaon (CG) for the offence punishable under Section 34 (2) of the CG Excise Act.
2. Allegation against the applicant is that he was found in illegal possession of 162.000 bulk litres of foreign liquor.
3. Learned counsel for the applicant submits that the applicant has been falsely implicated in this crime, he is languishing in jail since 11.03.2020, and conclusion of trial is likely to take some time, therefore, he may be released on bail.
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 illicit liquor, the detention period of the applicant and the fact that conclusion of 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 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