

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 7920 of 2020

1. Bhagwan Singh, S/o Amrit Singh Gond, aged about 29 Years, R/o Bema, Kodwaripara, Police Station Khadgawa, District Korea, Chhattisgarh.
2. Mahesh Lal, S/o Jaimangal Gond, aged about 21 Years, R/o Bema, Dumarpara, Police Station Khadgawa, Police Station Khadgawa, District Korea Chhattisgarh.

----Applicants

Versus

- State of Chhattisgarh, Through Station House Officer, Police Station Patna, District Korea Chhattisgarh.

---- Respondent

For Applicants
For State

Mr. A.C. Sahu, Advocate.
Ms. Veena Nair, Deputy A.G.

Hon'ble Shri Justice Gautam Chourdiya

Order on Board

26/11/2020

1. Heard on admission.
2. The application is admitted for hearing.
3. With the consent of the parties, the matter is heard finally.
4. The applicants have preferred this application under Section 439 of Cr.P.C. as they are in jail since 01.10.2020 in connection with Crime No.217/2020 registered at Police Station- Patna, District Korea, C.G. for the offence punishable under Section 34 (2) of the C.G. Excise Act.
5. Allegation against the applicants is that they were found in illegal

possession of 27 bulk litres of foreign made liquor worth Rs.19,500/-.

6. Learned counsel for the applicants submits that the applicants have been falsely implicated in this crime, they are languishing in jail since 01.10.2020, and conclusion of trial is likely to take some time.
7. On the other hand, learned counsel for the State opposes the bail application.
8. 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 periods of the applicants and the fact that conclusion of trial may take some time, the application is allowed. It is directed that in the event of each of the applicants executing a personal bond for a sum of Rs.50,000/- with two sureties of Rs.25,000/- each to the satisfaction of the concerned trial Court, they shall be released on bail. They are directed to appear before the trial Court on each and every date given to them by the said Court, till disposal of the trial.
9. It is made clear that the applicants shall not involve themselves in any offence of similar nature in future or else this order granting bail to the applicants shall automatically stand cancelled without further reference to the Bench.

Sd/-
Gautam Chourdiya
Judge