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**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 8444 of 2020**

1. Than Singh Sahu S/o Meghnath Sahu, aged about 27 years,
  2. Mahendra Kumar Sahu S/o Meghnath Sahu, aged about 23 years,
- Both R/o. Village Ranitarai, P. S. Devri, District- Rajnandgaon (C.G.).

**----Applicants****Versus**

- State of Chhattisgarh, Through- Station House Officer, Police Station- Bagbahara, District- Mahasamund (C.G.).

**---- Respondent**


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| For Applicant | :Shri Anuroop Panda, Advocate |
| For State     | :Shri Vimlesh Vajpayee, G.A.  |

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**Hon'ble Shri Justice Gautam Chourdiya****Order on Board****07/12/2020**

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 27.10.2020 in connection with Crime No.11/2020 registered at Police Station Excise Circle Dongargaon, District- Rajnandgaon Chhattisgarh for the offence punishable under Sections 34 (2) of the C.G. Excise Act.
5. Allegation against the applicants is that they were found in illegal

possession of 81 bulk liters of liquor.

6. Learned counsel for the applicants submits that the applicants have been falsely implicated in this crime, they are languishing in jail since 27.10.2020 and conclusion of trial is likely to take some time. He also submits that the applicants have no criminal antecedent.

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 period of the applicants and the fact that the applicants have no criminal antecedent as admitted by both the counsels and that conclusion of trial may take some time, the application is allowed. It is directed that in the event of applicants executing a personal bond for a sum of Rs. 50,000/- each 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