

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 7555 of 2019**

- Sameer Ahmad S/o Late Shakil Ahmad Aged About 27 Years, R/o Nirgam Colony Korba, Police Station Rampur, Chowki District Korba, Chhattisgarh. (Not Mentioned In The Order Sheet).

---- Applicant**Versus**

- State Of Chhattisgarh, Through : Station House Officer, Police Station (Police Chowki Rampur) Kotwali, District Korba, Chhattisgarh.

---- Respondent

For Applicant	:	Ms. Laxmeen Kashyap, Adv.
For Respondent/State	:	Ms. Reena Singh, PL.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****17/01/2020**

1. The accused/applicant has moved this first bail application under Section 439 of Criminal Procedure Code for releasing him on regular bail during trial in connection with Crime No. 727/2019 registered at Police Chowki-Rampur, Police Station Kotwali, Civil and Revenue District-Korba (C.G.) for the offence punishable under Sections 22 of the NDPS Act.
2. The prosecution story, in brief is that, on the basis of information received by the informant police personnel searched and seized 30 Strip Alprazolam Tablets total weight 40.5 grams from the motorcycle bearing registration No. CG-12-AJ-6698 of the applicant. Thereafter, offence has

been registered against the present applicant.

3. 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 seized quantity of drugs from the applicant is less than commercial quantity and the applicant is in jail since 01.11.2019, there is no likelihood of his case being decided in near future, therefore, the present appellant may be released on bail.
4. On the other hand, counsel for the State opposes the bail application.
5. I have heard learned counsel for the parties and perused the case diary.
6. 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 seized quantity of drugs from the present applicant is less than commercial quantity and the present applicant is in jail since 01.11.2019 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.
7. Accused/applicant is directed to be released on bail on his executing a personal bond in the sum of Rs. 50,000/- 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**