

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 8113 of 2019**

- Santosh Singh @ Munna Singh S/o Vasrupan Singh Aged About 42 Years R/o Sirkhinda, Police Station - Nokha, District - Rohtas (Bihar)

---- Applicant

Versus

- State Of Chhattisgarh Through Station House Officer, Police Station - Tapkara, District - Jashpur Chhattisgarh.

---- Respondent

For Applicant.	:	Mr. S. S. Painkra, Advocate.
For Respondent/State	:	Mr. Vinod Kumar Tekam, PL

Hon'ble Smt. Justice Rajani Dubey**Order on Board****03.02.2020**

1. The applicant has filed this application under Section 439 of the Code of Criminal Procedure for grant of regular bail in connection with Crime No. 21/2019 registered at Police Station : Tapkara, District Jashpur (C.G.) for the offence punishable under Section 20-B of NDPS Act.
2. According to the prosecution story, on the basis of information received from an informant, Police Personnel searched and seized total 165 Kg. contraband article cannabis (Ganja) from the possession of applicant in a Bolero bearing registration No. OR-11 J-1587. Thereafter, the applicant has been arrested.
3. Learned counsel appearing on behalf of the applicant submits that the Applicant is innocent and has been falsely implicated in the case. He further submits that seizure and memorandum witnesses of the prosecution (PW-1 to PW-3)

have not supported the prosecution case and turned hostile. Applicant is in custody since 16.03.2019, since, the trial will take some time, he may be released on bail.

4. Per contra, learned counsel appearing on behalf of the State opposes the bail application.
5. I have heard learned Counsel for the parties.
6. Considering the facts and circumstances of the case, the detention period of the applicant, and further considering the fact that the prosecution witnesses have not supported the prosecution case, as trial is likely to take some time, without further commenting on merits of the case, I am inclined to release him on bail.
7. Accordingly, the bail application is allowed.
8. It is directed that the applicant shall be released on bail on executing a personal bond for a sum of Rs. 50,000/- with one local surety for the like amount to the satisfaction of the trial Court for his appearance before the said Court as and when directed.

**Sd/-
(Rajani Dubey)
Judge**

Vijay Sahu