

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 8280 of 2019**

- Amit Mahapatra S/o Late Trinath Mahapatra Aged About 35 Years R/o Village Saraipali, Police Station Saraipali, District Mahasamund Chhattisgarh.

---- Applicant

Versus

- State Of Chhattisgarh Through Station House Officer, Police Station Sariya, District Raigarh Chhattisgarh.

---- Respondent

For Applicant	:	Mr. C.R. Sahu & Mr. U.C. Pandey, Advocate.
For Respondent	:	Mr. Vaibhav K. Agrawal, PL

Hon'ble Smt. Justice Rajani Dubey**Order on Board****06.02.2020**

- 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. 168/2019 registered at Police Station : Sariya, District Raigarh (C.G.) for the offence punishable under Section 22 (B) of NDPS Act.
- According to the prosecution story, Police Personnel searched the vehicle of the applicant bearing Registration No. CG 04 MM 9134 and seized 218 bottles of RC Kuff cough syrup from the illegal possession of applicant and he has been arrested.
- 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 applicant is a bonafide agent and he is working as an agent in Choramandalam Insurance Company and he was only complying the direction of the company. He next submits that applicant is in custody since 09.11.2019 and he is ready to furnish adequate surety

and shall abide by all the conditions and directions imposed upon him, therefore, he may be released on bail.

- Per contra, learned counsel appearing on behalf of the State opposes the bail application.
- I have heard learned Counsel for the parties.
- Considering the facts and circumstances of the case, nature and gravity of the offence, as the applicant is in jail since 09.11.2019 and the trial is likely to take some time, without further commenting on merits of the case, I am inclined to release him on bail.
- Accordingly, the bail application is allowed.
- 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