NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 8495 of 2019

- Sumitra Digal @ Sahabati Digal W/o Shri Bangra Digal @ Kawnra Digal Aged About 60 Years R/o Village Ladumaska, Police Station Firagiya, District Phulbani, Udisa.

---- Applicant

Versus

- State Of Chhattisgarh, Through : The Station House Officer, Police Station G.R.P., District- Bilaspur, Chhattisgarh.

---- Respondent

For Applicant : Mr. Amit Kumar Chaki, Adv.
For Respondent/State : Mr. Anurag Verma, PL.

Hon'ble Smt. Justice Rajani Dubey

Order on Board

07/02/2020

1. The accused/applicant has moved this first bail application under Section 439 of Criminal Procedure Code for releasing her on regular bail during trial in connection with Crime No. 196/2019 registered at Police Station G.R.P., District-Bilaspur (C.G.) for the offence punishable under Section 20 (B) of the NDPS Act.
2. The prosecution story, in brief is that, on the basis of information received by the informant police personnel of G.R.P. police searched and seized 5 Kg. hemp (Ganja) from the possession of the present 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 applicant is in jail since 12.11.2019, there is no likelihood of her 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 applicant is in jail since 12.11.2019 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 her 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. She is directed to appear before the trial Court on each and every date given to him by the said Court.

Sd/-
(Rajani Dubey)
Judge

H.L. Sahu