

HIGH COURT OF CHHATTISGARH, BILASPUR**M.CR.C. No. 432 of 2021**

Ramnarayan, S/o. Shri Ramprasad, aged about 34 years, Caste-Gond, R/o. Village Kumhari, Police Station Pasaan, Tehsil -Podi -Uproda, District Korba Chhattisgarh.

---- Applicant

Versus

State of Chhattisgarh, Through : Station House Officer, Police Station Khadgawan, District Korba Chhattisgarh.

---- Respondent

For Applicant : Mr. Pawan Shrivastava, Advocate
For Respondent/State : Mr. Sameer Uraon, Govt. Advocate

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order On Board

24/06/2021

1. This is the first bail application filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the applicant, who has been arrested in connection with Crime No.302/2020, registered at Police Station – Khadgawan, District – Koriya (C.G.) for the offence punishable under Section 20 (b) of N.D.P.S. Act.
2. It is submitted by the learned counsel for the applicant that the applicant has been falsely implicated in this case. The applicant is in jail since 15.11.2020. Charge-sheet in this case has been filed and the trial is not making any progress. Therefore, it is prayed that the applicant may be released on bail.
3. On the other hand, learned counsel for the State opposes the bail application and the submissions made in this respect.

4. I have heard the learned counsel for both the parties and perused the case diary.
5. As per the prosecution case, seizure of 4.8 Kg. Ganja was made from the possession of this applicant. Hence, this case.
6. Considered on the submissions and the facts of the case.
Considering that the applicant is resident of this State, trial against him is not making any progress and he is in jail since about more than six months, this Court is of the opinion that present is a fit case, in which, the applicant should be enlarged on regular bail.
7. Accordingly, the bail application filed under Section 439 of the Cr.P.C. is allowed.
8. It is directed that applicant shall be released on bail on his furnishing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned trial Court, for his appearance as and when directed.

Certified copy as per rules.

Sd/-
(Rajendra Chandra Singh Samant)
Judge