

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 3068 of 2021

1. Rajendra Bagga And Others S/o Paramjeet Bagga Aged About 25 Years R/o Punjabi Para, Khariyar Road, Police Station Jonk Tahsil And District Nuapada Odisha
2. Kamal Sahu S/o Dwarika Sahu Aged About 30 Years R/o Ahipara, Khariyar Road, Police Station Jonk, Tahsil And District Nuapada Odisha
3. Lucky Singh Hora S/o Amarjeet Singh Hora Aged About 25 Years R/o Trimurty Colony, Raipur Police Station Devendra Nagar, Raipur Tahsil And District Raipur Chhattisgarh
4. Omprakash Sahu S/o Brijlal Sahu Aged About 29 Years R/o Chirag Sagar, Police Station Beltukri, District Nuapada Odisha

----applicants

Versus

- State Of Chhattisgarh Through Station House Officer Police Station Bagbahara District Mahasamund Chhattisgarh

---- Respondent

For Applicant	–	Mr. Raghvenra Pradhan, Advocate
For State	-	Dr. Veena Nair, Dy. A.G.

Hon'ble Shri Justice Goutam Bhaduri

Order

21/05/2021

1. The applicants have preferred this application for grant of bail as they were arrested in connection with Crime No. 85/2021 registered in Police Station Bagbahra, Distt. Mahasamund (C.G.) for offence punishable under Section 34(2) of Chhattisgarh Excise Act.
2. The prosecution alleges that on a raid being conducted, 26.280 bulk liters of illicit liquor was seized from the joint possession of the applicants and they were arrested on 26.04.2021.
3. Learned counsel for the applicants submits that the applicants have falsely been implicated in this case. They are in jail since 26.04.2021., seizure has been made, no further investigation is necessary therefore they may be enlarged on bail.

4. Learned State counsel opposes the prayer for grant of bail.

5. Taking into consideration the nature of allegation and the quantity of liquor which has already been seized, offence is triable by Judicial Magistrate First Class and the applicants are in jail since 26.04.2021, no further evidence is necessary therefore this Court is inclined to release the applicants on bail. Accordingly, this application is allowed.

6. It is directed that the applicants shall be released on each of them furnishing personal bond for a sum of Rs.15,000/- each with one surety in the like sum to the satisfaction of concerned trial court for their regular appearance before it as and when directed.

Sd/-

(Goutam Bhaduri)

Vacation Judge

Vishakha