

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**Order Sheet****Proceedings through Video Conferencing****Misc. Criminal Case No.3257 of 2021**

Roshan Singh Raj, S/o Shri Manharan Sidar (wrongly mentioned as Manharan Raj in impugned order dated 05.05.2021) aged about 22 years, Caste Gond, R/o Village Chandipara, Pamgarh, Police Station Pamgarh, Civil & Revenue District Janjgir Champa (CG).

---- Applicant

Versus

State Of Chhattisgarh, through the Station House Officer, Police Station Pamgarh, Civil & Revenue District Janjgir Champa(CG).

---- Non-applicant

For Applicant	: Shri Paras Mani Shriwas, Advocate
For respondent/State	: Shri Udhav Sharma, Govt. Advocate

Hon'ble Shri Justice N.K. Chandravanshi**Order On Board****02.6.2021**

1. This is first bail application filed under Section 439 of the Cr.P.C. for grant of regular bail to the applicant, who has been arrested on 30.04.2021 in connection with Crime No.154/2021 registered at Police Station Pamgarh, District Janjgir-Champa (CG), for the offence punishable under Section 34(2) of CG. Excise Act.

2. Case of the prosecution, in brief, is that on 30.04.2021 on the basis of secret information of the informant Police of Police Station of Pamgarh, District Janjgir Champa seized 15 bulk liters illicit country made (Mahua) liquor from the possession of the present applicant.

3. Learned counsel for the applicant submits that the applicant has not committed any offence and has been falsely implicated in

the crime in question. He further submits that the applicant is in jail since 30.04.2021, therefore, the present applicant may be enlarged on bail.

4. On the contrary, learned State counsel opposes the application for grant of bail. He further submits that there is no criminal antecedent is reported against the applicant as per police case diary.

5. Looking to the facts and circumstances of the case, nature and gravity of offence, period of detention and also considering the fact that in the event of filing of charge sheet the trial will take some more time for its conclusion, and without further commenting on merits of the case, I am inclined to release the applicant on bail.

6. Accordingly, the bail application filed under Section 439 of the Cr.P.C. is allowed and it is directed that the applicant shall be released on bail on his furnishing a personal bond in sum of Rs. 25,000/- with one local surety in the like amount to the satisfaction of the concerned trial Court. He shall appear before the trial court regularly on each and every date as per direction of the court, unless exempted from appearance.

7. Certified copy as per rules.

Sd/-
(N.K. Chandravanshi)
VACATION JUDGE