

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**Order Sheet****Proceedings through Video Conferencing****Misc. Criminal Case No.3217 of 2021**

1. Shatruhan Mannade, S/o Radheshyam Mannade, aged about 35 years.
 2. Rajendra Mannade, S/o Mitthalal Mannade, aged about 38 years.
- Both are resident of Village Dhorbhatthi, P.S. & Tahsil Kharora, District Raipur (CG).

---- Applicants**Versus**

State Of Chhattisgarh, through the Station House Officer, Police Station Bagbahara, District Mahasamund (CG).

---- Non-applicant

For Applicants	: Shri Mayank Chandrakar, Advocate
For respondent/State	: Shri Vimlesh Bajpai, 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 applicants, who have been arrested on 01.05.2021 in connection with Crime No.93/2021 registered at Police Station Bagbahra, District Mahasamund (CG), for the offence punishable under Section 34(2) of CG. Excise Act.
2. Case of the prosecution, in brief, is that on 01.05.2021 on the basis of secret information of the informant Police of Police Station of Bagbahara, District Mahasamund seized 30 liters illicit Mahua liquor from the joint possession of the present applicants.
3. Learned counsel for the applicants submits that the applicants have not committed any offence and have been falsely implicated in the crime in question. He further submits that the

applicants are in jail since 01.05.2021, therefore, the present applicants 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 applicants 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 applicants on bail.

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

7. In view of the above, IA No.03/2021 for exemption from filing the certified copy of order dated 11.05.2021 and IA No.04/2021 for ad-interim bail stand disposed of.

Certified copy as per rules.

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