

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 5915 of 2021

- Manoj Agrawal, aged about 40 years S/o Late Omprakash Agrawal R/o Village Gaboud, Tahsil Pithora, District Mahasamund (C.G.)

---- Applicant

Versus

- State Of Chhattisgarh Through the Station House Officer, Police Station Sankara, District Mahasamund (C.G.)

---- Respondent

For Applicant	:	Mr. Shikhar Sharma, Advocate
For Respondent/State	:	Mr. Ajay Kumrani, PL

Hon'ble Shri Justice Rajendra Chandra Singh Samant
Order On Board

10/09/2021

Heard.

1. This is the *first* bail application filed under Section 439 of the Code of Criminal Procedure, 1973 on behalf of the applicant for grant of regular bail to him as he is in custody in connection with Crime No. 113/2021 registered at Police Station Sankara, District Mahasamund (C.G.) for the offence punishable under Section 20 (B) of the Narcotic Drugs & Psychotropic Substance Act.
2. It is submitted that the applicant is innocent who has been falsely implicated in this case. The applicant is in jail since 06/07/2021 and investigation and trial are likely to take some time, therefore, prayer is made to release the applicant on bail.
3. Per contra, learned State counsel opposes the bail application.

4. I have heard the learned counsel for both the parties and perused the case diary.
5. As per prosecution case, in total 6 kg of Ganja was recovered and seized from the joint possession of this applicant and two other co-accused persons. Hence, this bail application.
6. Considered on the submissions. For the reasons that the applicant does not have any criminal antecedent and there is likelihood of delay in conclusion of trial and investigation, I feel inclined to allow this bail application and release the applicant on bail.
7. Accordingly, the bail application filed under Section 439 of Cr.P.C. is allowed. It is directed that the applicant shall be released on bail on his furnishing a personal bond for a 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.

Sd/-
(Rajendra Chandra Singh Samant)
Judge