

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 7136 of 2021

- Prahlad Rajak, S/o Mohna Rajak, Aged About 50 Years, R/o Village Pandariya, Police Station Takhatpur, District : Bilaspur, Chhattisgarh.

---- Applicant

Versus

- State of Chhattisgarh Through Station House Officer, Police Station Takhatpur, District : Bilaspur, Chhattisgarh

---- Respondent

For Applicant	:	Mr. Kamlesh K. Pandey, Advocate
For Respondent/State	:	Ms. Shivali Dubey, Panel Lawyer.

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order On Board

08/10/2021

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. 253/2021 registered at Police Station Takhatpur, District Bilaspur (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 28.06.2021. Charge-sheet has been filed, 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 1.2kg of ganja was seized from the possession of this applicant. Hence, this bail application.
6. Considered on the submissions. 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