

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 7209 of 2021

- Shyamdev Chouhan S/o Aaklo Chouhan, Aged About 43 Years, Caste - Ganda, R/o Village Limauguda, Police Station and Tehsil - Saraipali, District Mahasamund Chhattisgarh., District : Mahasamund, Chhattisgarh

---- Applicant

Versus

- State Of Chhattisgarh, Through : Police Station Basna, Police Outpost Bhanvarpur, District Mahasamund Chhattisgarh., District : Mahasamund, Chhattisgarh

----Non-applicant

For Applicant – Shri Kishore Narayan, Advocate.

For Non-applicant/State – Shri Adil Minhaj, Govt. Advocate.

Hon'ble Shri Justice Rajendra Chandra Singh Samant

Order on Board

17-09-2021

1. Heard on the application filed under Section 439 of the Cr.P.C. This is first bail application before this Court filed by the applicant for grant of regular bail. The applicant has been arrested on 05-09-2021 in connection with Crime No.460/2021 registered at Police Station - Basna, Police Outpost Bhanvarpur, District Mahasamund, Chhattisgarh for the offence under Section 34(2) of C.G. Excise Act.
2. It is submitted on behalf of the applicant that the applicant has been falsely implicated. He is in jail since 05-09-2021. There is likelihood of delay in investigation and trial. Therefore, it is prayed that the applicant may be granted bail.
3. Learned counsel for the State/non-applicant opposes the application.
4. Heard learned counsel for the parties and perused the case diary.
5. 30 liters of hand made country liquor has been seized from the possession of this applicant. Hence, this case.
6. Considered on the submissions. As it appears that this applicant does

not have any criminal antecedent and he is local resident of this State and further, there is likelihood of delay in investigation and trial, therefore, I feel inclined to allow this application.

7. Consequently, this application filed by the applicant under Section 439 of the Cr.P.C. for grant of regular bail is hereby allowed. It is directed that the applicant shall be released on bail on his furnishing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned Court, for his appearance as and when directed.

8. Certified copy as per rules.

Sd/-
(Rajendra Chandra Singh Samant)
Judge