

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 8704 of 2020**

- Murat Singh, S/o Shri Bhagwan Singh, Aged About 28 Years, R/o Ambai, Tahsil- Goharganj, Distt.- Raysen, M.P.

---- Applicant**Versus**

- State Of Chhattisgarh Through- Police Station Gatapar, Distt.- Rajnandgaon, Chhattisgarh.

---- Respondent**With****MCRC No. 171 of 2021**

1. Rahul Marskole, S/o Shri Radhe Marskole, Aged About 20 Years, R/o Balawada, Post- Sontalai Tahsil Itarsi, District- Hoshangabad, Madhya Pradesh.
2. Dinesh Uike, S/o Shri Dhannalal Uike, Aged About 27 Years, R/o Barkhui, Post- Sontalai Tahsil Itarsi, District- Hoshangabad, Madhya Pradesh.

---- Applicants**Versus**

- State Of Chhattisgarh Through: Police Station Gatapar, District- Rajnandgaon, Chhattisgarh.

---- Respondent

For Applicants : Mr. Arvind Kumar Dubey, Adv.

For Respondent/State : Ms. Anjali Singh Chauhan, P.L.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****24.03.2021**

1. As both MCRCs arise out of same crime number, they are being heard and disposed of by this common order.
2. The accused/applicants have moved this **first bail application** under Section 439 of Criminal Procedure Code for releasing them on regular bail during trial in connection with Crime No. 41/2020 registered at Police Station- Gatapar, District-

Rajnandgaon, (C.G.) for the offence punishable under Section 20(B) of the N.D.P.S. Act.

3. The prosecution story, in brief is that, police personnel have seized total 26.400 KG of Ganja from the possession of the applicants. Thereafter, offence has been registered against the present applicants.
4. Learned counsel for the applicants submits that the applicants are innocent and have been falsely implicated in the crime in question. He next added that the charge-sheet has already been filed and the applicants are in jail since 30.08.2020, there is no likelihood of their case being decided in near future, therefore, the present applicants may be released on bail.
5. On the other hand, counsel for the State opposes the bail application.
6. I have heard learned counsel for the parties and perused the record.
7. Taking into consideration the nature and gravity of the offence, facts and circumstances of the case, and further considering the fact that the applicants are in jail since 30.08.2020 and the trial is likely to take some time for its final disposal, this Court is of the view that it is a fit case to release the applicants on bail. Accordingly, the application is allowed.
8. Accused/applicants are directed to be released on bail on their executing a personal bond in the sum of Rs. 50,000/- each with one local surety in the like sum to the satisfaction of the trial Court. They are directed to appear before the trial Court on each and every date given to them by the said Court.

**Sd/-
(Rajani Dubey)
Judge**