

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 8148 of 2021**

- Sheikh Saddam, S/o Sheikh Jamil, Aged About 31 Years, R/o Gali Number-04, Ward No.-07, Mini Basti, Near Mangal Bhawan, Jarhabhata, Guru Ghasidas Ward, Bilaspur, District Bilaspur, Chhattisgarh.

---- Applicant**Versus**

- State of Chhattisgarh, Through Station House Officer, Police Station Basana, District Mahasamund, Chhattisgarh.

---- Respondent

For Applicant	: Mr. Aman Tamboli, Adv.
For Respondent/State	: Mr. Ghashyam Patel, G.A.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****01.11.2021**

1. The accused/applicant has moved this **first bail application** under Section 439 of Criminal Procedure Code for releasing him on regular bail during trial in connection with Crime No. 489/2021 registered at Police Station- Basana, District Mahasamund, (C.G.) for the offence punishable under Sections 20 (b), 29 of the N.D.P.S. Act.
2. The prosecution story, in brief is that, on 25.09.2021, police personnel seized 15 KG of Ganja from the possession of present applicant and other co-accused. Thereafter, offence has been registered against the applicant and other co-accused.
3. Learned counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the crime in question. He further submits that there is no antecedent against the applicant. He next added that the applicant is in jail since 25.09.2021, there is no likelihood of his case being decided in near future, therefore, the present applicant may be released on

bail.

4. On the other hand, counsel for the State opposes the bail application.
5. I have heard learned counsel for the parties and perused the records.
6. Taking into consideration the nature and gravity of the offence, facts and circumstances of the case, and further considering the facts that there is no antecedent against the applicant and he is in jail since 25.09.2021, 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 applicant on bail. Accordingly, the application is allowed.
7. Accused/applicant is directed to be released on bail on his executing a personal bond in the sum of Rs. 1,00,000/-, with one local surety in the like sum to the satisfaction of the trial Court. He is directed to appear before the trial Court on each and every date given to him by the said Court.

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

R/-