

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 8136 of 2021**

Jiteshwar Kunjam, S/o Late Naresh Kunjam, aged about 23 years, R/o Village Dhamkadih Tehsil Nagri, Distt. Dhamtari (C.G.).

---- Applicant

Versus

State Of Chhattisgarh Through Station House Officer, Excise Circle, Dhamtari, District Dhamtari (C.G.) .

---- Respondent

For the Applicant	:	Shri Prasoon Agrawal, Advocate
For the State	:	Ms. Smriti Shrivastava, P.L.

Hon'ble Shri Justice N.K. Chandravanshi

Order On Board**21/10/2021**

1. As per applicant, this is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court and no other bail application is pending before any other Court.
2. The applicant has been arrested in connection with Crime No. 36/2021 registered in Police Station Excise Circle, Dhamtari, District Dhamtari (CG) for offence punishable under Section 34(1)(ख), 34(2), 59 of C.G. Excise Act.
3. Prosecution story in brief is that on 26/09/2021, 20 bulk liter of country made liquor has been seized from the possession of applicant.
4. Counsel for the applicant argued that the applicant is innocent, he has been falsely implicated, he is in jail since 26/09/2021, hence he be released on bail.
5. On the other hand, the State counsel opposed the bail application. Illicit liquor has been seized from illegal possession of the applicant.
6. Looking to the quantity of the seized liquor and further looking to the totality of the facts, I feel inclined to allow the bail application. It is

directed that if the applicant furnishes one solvent surety for a sum of Rs.25,000/- along with one personal bond in the like sum to the satisfaction of the trial Court concerned for his appearance before the concerned Court as and when directed by the said Court, he be released on bail.

CC as per rules.

Sd/-
(N.K. Chandravanshi)
JUDGE

Kamde