

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 9102 of 2020**

- Amrit Das Mahant, S/o Shri Kushwadas Mahant, Aged About 46 Years, R/o Thakurpali, P.S. & Tahsil Sarangarh, District- Raigarh, Civil & Revenue District- Raigarh (Chhattisgarh).

---- Applicant**Versus**

- State Of Chhattisgarh Through Police Station- Sarangarh, District- Raigarh Chhattisgarh.

---- Respondent

For Applicant	: Mr. Manoj Kumar Sinha, Adv.
For Respondent/State	: Mr. Udhaw Sharma, G.A.

Hon'ble Smt. Justice Rajani Dubey**Order on Board****06.04.2021**

1. Heard.
2. 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. 726/2020 registered at Police Station- Sarangarh, District- Raigarh (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, on the basis of information, police seized total 16 KG of Ganja from the possession of present applicant. Thereafter, offence has been registered against the present applicant.
4. 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 applicant has no antecedent against him. He next added that the applicant is in jail since 01.11.2020, there is no likelihood of his case being decided in near future, therefore, the present applicant 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 records.
7. Taking into consideration the nature and gravity of the offence, facts and circumstances of the case, and further considering the facts that the applicant has no antecedent and the applicant is in jail since 01.11.2020, 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.
8. Accused/applicant is directed to be released on bail on his executing a personal bond in the sum of Rs. 50,000/-, 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**

Ruchi