

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****MCRC No. 9286 of 2021**

Lakeshwar @ Munna S/o Prayag Das Bos, Aged About 39 Years R/o. Village Damru, Police Station City Kotwali, Balodabazar, District Balodabazar - Bhatapara Chhattisgarh., District : Balodabazar-Bhathapara, Chhattisgarh

---- Applicant**Versus**

State of Chhattisgarh, Through - The Station House Officer, Police of Police Station City Kotwali, Balodabazar, District Balodabazar - Bhatapara Chhattisgarh., District : Balodabazar-Bhathapara, Chhattisgarh

---- Respondent

For Applicant - Shri Yogesh Kumar Chandra, Advocate.
For Respondent/State - Ms. Seema Dixit, Panel Lawyer.

Hon'ble Justice Shri N.K. Chandravanshi**Order on Board****25-11-2021**

1. Heard.
2. The applicant has preferred the first bail application under Section 439 of the Cr.P.C. for grant of regular bail, as he has been arrested in connection with Crime No.793/2021, registered at Police Station – City Kotwali, Balodabazar, District – Balodabazar-Bhatapara (C.G.) for the offence punishable under Section 34 (2) of the Chhattisgarh Excise Act.
3. Allegation against the applicant is that on 14-11-2021, the applicant was found in illicit possession of 70 bulk liters of country made liquor (*Mahua*).

4. Learned counsel for the applicant submits that the applicant is innocent, he has been falsely implicated in the present case and the applicant is in jail since 14-11-2021. He further submits that this is the first crime registered against the applicant. Hence, he may be enlarged on bail.
5. Per contra, learned State counsel would oppose the bail application filed by the applicant. He further submits that, as per case diary, no criminal antecedent has been found registered against the applicant.
6. Having considered the entire facts situation of the case, nature and gravity of offence, quantity of liquor seized from the possession of the applicant and also for the fact that the applicant is in jail since 14-11-2021, I am inclined to release the applicant on bail.
7. Accordingly, the present bail application is allowed. 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.

SD/-

(N.K.Chandravanshi)

Judge

Amardeep