CGHC010383472026 2026:CGHC:45505

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HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9395 of 2026

1 - Yash Kumar Kosle S/o Late Kheduram Kosle Aged About 22 Years R/o Village Navagaon, Police Station Palari, Distt- Balodabazar- Bhatapara (C.G.)

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2 - Shiv Kumar Sahu, S/o Late Chaitram Sahu, Aged About 48 Years R/o Ward No. 11, Gidhpuri District -Balodabazar Bhatapara C.G. **... Applicants**

versus

State Of Chhattisgarh Through Station House Officer, Police Station Aarang, Distt- Raipur (C.G.). **... Non-Applicant**

For Applicants	**:**	Mr. Rekhraj Baghel, Advocate
For Non-Applicant/State	**:**	Ms. Monika Thakur, Panel Lawyer

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

28.10.2026

1. This is the first bail application filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the applicants, who have been arrested in connection with Crime No. 401/2026 registered at Police Station Arang, District- Raipur (C.G.) for the offence punishable under Section 34 (2) of the CG Excise Act.

2. The case of the prosecution, in brief, is that the officers of Police Station Arang, received a secret information from the informant and on the basis of the said information conducted a raid and seized 39.600 bulk

liter country-made/foreign liquor from the possession of the applicant, thereafter, Police has registered an aforesaid offence against the present applicants.

3. Learned counsel appearing for the applicants would submit that the applicants have falsely been implicated in this case. He would further submit that the present applicant No.1 has no criminal antecedents, whereas, the applicant No.2 has one criminal antecedent of the year 2022 registered u/s. 294, 323, & 323 of IPC, and he has no criminal antecedent under CG Excise Act. They are in jail since 29.08.2026; the charge-sheet has already been filed, and the conclusion of the trial is likely to take some time; therefore, he prays for grant of regular bail to the present applicants.

4. On the other hand, the learned State counsel would oppose the bail application and submit that the 39.600 bulk liters of country-made and foreign liquor was seized from the possession of the present applicants; the applicant No.2 has one previous criminal antecedent, therefore, they are not entitled to grant of regular bail.

5. I have heard the learned counsel for the parties and perused the case diary.

6. Taking into consideration the facts and circumstances of the case, the nature and gravity of the allegations levelled against the applicants, and the fact that applicant No.1 has no criminal antecedent, and applicant No.2 has one criminal antecedent of the year 2022 registered under Indian Penal Code, however, he has no criminal antecedent under the Excise Act; also considering the fact that the charge-sheet has been filed, the applicants are in jail since 29.08.2026, and the conclusion of the trial is likely to take some

time, I am inclined to grant regular bail to the present applicants. Accordingly, the bail application is allowed.

7. It is directed that in the event of the applicants executing their personal bond for a sum of Rs.50,000/- each with one surety in the like sum to the satisfaction of the concerned trial Court, they shall be released on bail on the following conditions:-

> **(i)** they shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such fact to the Court;
>
> **(ii)** they shall not act in any manner which will be prejudicial to fair and expeditious trial, &
>
> **(iii)** they shall appear before the trial Court on each and every date given to them by the said Court till disposal of the trial.

Sd/-
Rakesh Mohan Pandey

JUDGE

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