CGHC010391572026 2026:CGHC:45119

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9385 of 2026

Rajni Bhoi D/o Kapil Tendre Aged About 36 Years R/o Indira Colony Ward No. -01, P.S. Tehsil Basna District Mahasamund Chhattisgarh.

... Applicant

versus

State Of Chhattisgarh Through - Station House Officer Police Station Basna District Mahasamund Chhattisgarh.

... Respondent(s)

For Applicant	**:**	Shri Sudhir Kumar Sahu, Advocate
For Respondent(s)	**:**	Ms. Smriti Shrivastava, Panel Lawyer

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

26/10/2026

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 applicant who has been arrested in connection with Crime No. 486/2026 registered at Police Station Basna, District Mahasamund (C.G.) for the offence punishable under Sections 34(2) of the Chhattisgarh Excise Act. The applicant is in custody since 09.09.2026.

2. Case of the prosecution, in brief, is that the police of Police Station- Basna District Mahasamund, C.G. received some secret information that a lady was selling illegal liquor and acting upon secret information, the police seized 20 bulk litres of liquor from the open place, i.e. near Khatkati Road, Talab Kinare, Basna and she did not produce any document of seized liquor. Thereafter, the police registered crime bearing no. 486/2026 under aforesaid sections and arrested the applicant.
3. Learned counsel for the applicant submits that that applicant is innocent and has been falsely implicated in the case. It is further submitted that the applicant has one criminal antecedents, the investigation has been completed and the charge-sheet has already been filed, he has been languishing in custody since 09.09.2026, and the conclusion of the trial is likely to take considerable time; thus, the applicant may be enlarged on regular bail.
4. On the other hand, learned counsel appearing for the State opposes the bail application and submits that 20 bulk litres of country-made liquor was seized from the joint possession of the applicant and the co- accused persons; thus, applicant may not be granted bail.
5. I have heard learned counsel for the parties and perused the case diary.
6. Considering the facts and circumstances of the case, the nature and gravity of the offence, the quantity of liquor seized, further

considering the period of pre-trial detention of the applicant since 09.09.2026 and that the conclusion of trial will take some time, without expressing any opinion on the merits of the case, this Court is inclined to release the applicant on bail.

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

   (i) he 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) he shall not act in any manner which will be prejudicial to fair and expeditious trial, and

   (iii) he shall appear before the trial Court on each and every date given to him by the said Court till disposal of the trial.

8. The observation made hereinabove is for the purpose of deciding this bail application only, the trial Court shall decide the case on its own merits.

SD/-

(Rakesh Mohan Pandey)

JUDGE

Madhurima