CGHC010396422026 2026:CGHC:45577

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9476 of 2026

Pardeshi Ram Sahu S/o Chatur Ram Sahu Aged About 32 Years R/o Village Nawadeeh, Police Station Chhura, District Gariyaband, C G

... Applicant

versus

State Of Chhattisgarh Through Excise Circle Gariyaband, District Gariyaband Chhattisgarh

... Respondent(s)

For Applicant	:	Mohd. Afroz Athar, Advocate through VC
For Respondent(s)	:	Mr. Vivek Sharma, 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 applicant who has been arrested in connection with Crime

No. 102/2026 registered at Police Station Excise Circle Gariyaband, District Gariyaband (C.G.) for the offence punishable under Sections 34(2), 34(1)(b) and 59(a) of C.G. Excise Act. The applicant is in custody since 22.09.2026.

2. Case of the prosecution, in brief, is that on 22.09.2026 the police seized 11 liters of country made mahua liquor from the possession of the applicant. After completion of investigation the police has already filed chargesheet and the matter is pending before trial court.

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 investigation has been completed and the charge-sheet has already been filed, he has been languishing in custody since 22.09.2026, 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 State counsel opposes the bail application and submitted that the contraband seized in the present matter is of 11 litres of country made mahua liquor, thus, the applicant may not be enlarged on 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

22.09.2026 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. Accordingly, the bail application is allowed.

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