CGHC010401092026 2026:CGHC:46781

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9778 of 2026

Baigaram Agariya S/o Injor Singh Agariya Aged About 65 Years R/o Bichhinara Teshil Gharghora Distt- Raigarh (C.G.)

... Applicant

Versus

State Of Chhattisgarh Through Station House Officer, (S.H.O.) P.S. Excise Circle Gharghora Distt- Raigarh (C.G.)

... Respondent(s)

For Applicant	:	Mr. Ashutosh Biswas, Advocate
For Non-Applicant	:	Mr. Arvind Dubey, G.A.

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

04.11.2026

1. This is the First bail application filed under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the applicant who has been arrested in connection with Crime No. 82/2026 registered at Police Station : Excise Circle Gharghoda, District : Raigarh (C.G.) for the offence punishable under Section 34 (1), 34 (2) and 59 (क) of Excise Act.

2. The case of the prosecution, in brief, is that the police of Police Station Excise Circle Gharghoda received secret information from an informant and, acting upon the said information, conducted a raid and seized 105 bulk litres of foreign liquor from the possession of the applicant. Thereafter, the aforesaid offence was registered against the applicant.

3. Learned counsel for the applicant submits that the applicant has been falsely implicated in the present case. He further submits that the charge-sheet has not been filed, the applicant has been in judicial custody since 14.09.2026, he has no criminal antecedents, and the conclusion of the trial is likely to take considerable time. Therefore, he prays for grant of regular bail to the applicant.

4. On the other hand, learned counsel appearing for the State/non-applicant opposes the bail application.

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

6. Having considered the facts and circumstances of the case, particularly the fact that the applicant has been in judicial custody since 14.09.2026, he has no criminal antecedents, and the conclusion of the trial is likely to take some time, this Court is of the considered view that the applicant is entitled to be released on bail in the present case.

7. It is directed that in the event of the applicant executing a personal bond for a sum of **Rs. 50,000/-** to the satisfaction of the concerned

trial Court, he shall be released on bail on the following conditions:-

(a) he shall make himself available for interrogation by the police officer as and when required;

(b)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; and

(c) he shall not act in any manner which will be prejudicial to a fair and expeditious trial.

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

Sd/-
(Rakesh Mohan Pandey)
JUDGE

Saurabh