CGHC010401502026 2026:CGHC:46752

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9763 of 2026

1 - Tarachand Bandhe S/o Madhav Bandhe Aged About 25 Years R/o Village Raweli, Police Station Chandanu, District Bemetara (C.G.) **... Applicant(s)**

versus

1 - The State Of Chhattisgarh Through Station House Officer, Police Station Chandanu, District Bemetara (C.G.) ...**Non-applicant**

For Applicant	**:**	Mr. Amit Kumar Sahu, Advocate
For Non-applicant	**:**	Ms. Ritika Verma, Panel Lawyer

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

04/11/2026

1. The applicant has preferred this First Bail Application under Section 483 of the BNSS, 2023 for grant of regular bail, as he has been arrested in connection with Crime No. 64/2026, registered at Police Station Chandanu, District Bemetara Chhattisgarh for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act.

2. The case of the prosecution, in brief, is that the officers of Police Station concerned received a secret information from the informant and on the basis of the said information conducted a raid and seized 6.48 bulk liters of country made liquor from the possession of the applicant, thereafter, Police has registered an aforesaid offence against the present applicant.

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3. Learned counsel appearing for the applicant would submit that the applicant has been falsely implicated in the present case and is innocent. He further submits that the applicant has four criminal antecedents, out of which he has been acquitted in one case registered in the year 2023. Learned counsel would further submit that the applicant is in jail since 19.09.2026 and the trial is likely to take considerable time to conclude. Therefore, he prays that the applicant may be enlarged on regular bail.

4. On the other hand, learned State Counsel would oppose the bail application and submit that the applicant has four criminal antecedents, out of which one case was registered under Section 36(C) of the Excise Act in the year 2025, another under the provisions of the IPC in the year 2017, one under the provisions of the NDPS Act in the year 2023, and one is an Istigasa case. He would further submit that 6.48 bulk litres of country-made liquor were seized from the possession of the present applicant; therefore, he is not entitled to be enlarged on regular bail.

5. I have heard 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 applicant, the quantity of liquor seized from his possession, and further considering the fact that the applicant has four criminal antecedents, out of which one case registered under Section 36(C) of the Excise Act in the year 2025, one case registered under the provisions of the IPC in the year 2017, and one case registered under the provisions of the NDPS Act in the year 2023 have been disposed of, and also considering that the applicant is in jail since 19.09.2026 and the trial is likely to take some time to conclude, this Court is inclined to grant regular bail to the

applicant. 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.

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

Jyoti