CGHC010402982026 2026:CGHC:46910

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9800 of 2026

1 - Kamlesh Sahu S/o Komal Sahu, Aged About 32 Years Resident Of Village Dhaurabhantha, Police Station Arjuni, Tahsil And District Dhamtari C.G.

...Applicant(s)

versus

1 - State Of Chhattisgarh Through Station House Officer, Police Station Arjuni, District - Dhamtari C.G. (Wrongly Mentioned As Excise Officer, Dhamtari)

... Non-applicant

For Applicant	**:**	Mr. Kunwar Lal Sahu, Advocate
For Non-applicant	**:**	Ms. Ankita Shukla, Panel Lawyer

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

05/11/2026

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. 90/2026, registered at Police Station Arjuni, District - Dhamtari Chhattisgarh for the offence punishable under Sections 34(2) of the Chhattisgarh Excise Act.

2. As per the prosecution story, in brief, on the basis of secret information received from an informant, the police of Police Station Arjuni conducted a raid at the house of accused Khilanand @ Golu Sahu and allegedly recovered 345.600 bulk litres of country-made liquor from the courtyard of

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his house. Subsequently, on the basis of the memorandum statement of accused Khilanand @ Golu Sahu, the present applicant along with five other co-accused persons was arrested.

3. As per the prosecution story, in brief, on the basis of secret information received from an informant, the police of Police Station Arjuni conducted a raid at the house of accused Khilanand @ Golu Sahu and allegedly recovered 345.600 bulk litres of country-made liquor from the courtyard of his house. Subsequently, on the basis of the memorandum statement of accused Khilanand @ Golu Sahu, the present applicant along with five other co-accused persons was arrested.

4. Learned counsel appearing for the applicant would submit that the applicant has falsely been implicated in the present case and he is innocent. He would further submit that the applicant has no criminal antecedents. Learned counsel would further submit that the applicant is in jail since 25.07.2026, the charge-sheet has already been filed, and the trial is likely to take considerable time to conclude; thus, he would pray that the applicant may be enlarged on regular bail.

5. On the other hand, the learned State counsel would oppose the bail application and submit that the charge-sheet has already been filed before the competent Court. He would further submit that 345.600 bulk litres of country made liquor was seized from the possession of the co-accused, therefore, he is not entitled to grant of regular bail.

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

7. Taking into consideration the facts and circumstances of the case, the

nature and gravity of the allegations levelled against the applicant, and the fact that the applicant has no previous criminal antecedents and further considering that the charge-sheet has already been filed, the applicant is in jail since 25.07.2026, 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**.

8. 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