NIRMALA
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CGHC010403422026 2026:CGHC:46923

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9814 of 2026

1 - Fool Singh Dhruw S/o Labara Dhruw Aged About 70 Years R/o Village Nawagaon, Dayali Chauk, Dindauri, Police Station - Chilfi, District Mungeli Chhattisgarh

... Petitioner(s)

versus

1 - State Of Chhattisgarh Through The Station House Officer, Excise Circle Lormi, District Mungeli Chhattisgarh

... Respondent(s)

For Applicant	:	Shri Paras Mani Shriwas, Advocate.
For Non-Applicant/State	:	Ms. Smriti Shrivastava, P.L.

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

5.11.2026

1) This is the first bail application filed under 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.139 of 2026 registered at Police Station Excise Circle Lormi, District Mungeli, Chhattisgarh for the offence punishable under Sections 34(1) (A) & 34(2) of the Chhattisgarh Excise Act.

2) The case of the prosecution, in brief, is that the police of Police Station Excise Circle Lormi, District Mungeli, Chhattisgarh, received secret information from an informant and, acting upon the said information, conducted a raid and seized 10 liters of Mahua liquor and 40 kg of Mahua Lahan from the possession of the applicant. Thereafter, the aforesaid offence was registered against the applicant.

3) Learned counsel for the applicant would submit that the applicant has been falsely implicated in this case. He further submits that only 10 liters of Mahua liquor and 40 kg of Mahua Lahan was seized from the possession of the applicant. He further submits that the applicant has been in jail since 18.9.2026 and that the conclusion of the trial is likely to take a considerable amount of 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 would oppose the bail application and submit that the charge-sheet has been filed before the competent Court. She also endorses the submission that the applicant has three stale criminal antecedents relating to preventive proceedings, registered in the years 1996, 2004 and 2017. She further submits that 10 liters of Mahua liquor and 40 kg of Mahua Lahan was seized from the possession of the present applicant and, therefore, the applicant is not entitled to be released on bail.

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

6) Taking into consideration the facts and circumstances of the case, particularly the fact that 10 liters of Mahua liquor and 40 kg of Mahua

Lahan was recovered from the possession of the applicant; that the applicant has three stale criminal antecedents relating to preventive proceedings, registered in the years 1996, 2004 and 2017; that the charge-sheet has already been filed; that the applicant has been in jail since 18.9.2026; and that the conclusion of the trial may take some time, this Court is of the view that the applicant is entitled to be released on bail in this case.

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 the following conditions:-

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

Nimmi