CGHC010405772026 2026:CGHC:47028

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9971 of 2026

1 - Arvind Sahu S/o Nakul Sahu, Aged About 30 Years R/o Deori Bangala Police Station - Deori District Balod (C.G.) (Details Of Applicant Properly Not Mentioned In Impugned Order Sheet)

... Applicant

versus

1 - State Of Chhattisgarh Through S.H.O. Police Station Deori District Balod (C.G.) (Details Of Respondent Properly Not Mentioned In Impugned Order Sheet)

... Respondent(s)

For Applicant	**:**	Shri Avinash Chand Sahu, Advocate
For Respondent(s)	**:**	Shri Sourabh Sahu, Panel Lawyer

Hon’ble Shri Justice Rakesh Mohan Pandey

Order on Board

05/11/2026

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. 116/2026 registered at Police Station Deori, District Balod (C.G.) for the offence punishable under Section 34(2) of Excise Act. The applicant is in custody since 21.07.2026.

2. The case of the prosecution, in brief, is that on 21.07.2026, upon receipt of secret information that the present applicant was selling illicit liquor near Khaira Garbed Shed, the police conducted a raid at the spot. During the search, the applicant was allegedly found in possession of 36 bottles of country-made liquor, each containing 180 ml, aggregating to 6.480 bulk litres. Thereafter, the applicant was arrested.

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 applicant has one live criminal antecedents pertaining to the year 2021, the investigation has been completed and the charge-sheet has already been filed, he has been languishing in custody since 21.07.2026, 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 counsel appearing for the State opposes the bail application and submits that 6.480 bulk litres of country-made liquor was seized from the possession of the applicant; thus, applicant may not be granted 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 21.07.2026 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.

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