CGHC010408852026

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9899 of 2026

1 - Dhanesh Kashyap S/o Late Gopal Kashyap Aged About 36 Years R/o Village Salkha P.S. Ratanpur, Tahsil Beltara (Wrongly Mentioned As Tahsil Bemetara In Annexure A-1) District Bilaspur Chhattisgarh

… Applicant

versus

1 - State Of Chhattisgarh Through Station House Officer, Police Station Excise Circle Seepat, District Bilaspur Chhattisgarh

… Non-applicant

For Applicant	**:**	Mr Pawan Kumar Kashyap, Advocate
For Non-applicant /State	**:**	Mr. Vivek Sharma, P.L.

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 Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail as he has been arrested in connection with Crime No. 121/2026 registered at Police Station Excise Circle Seepat, District Bilaspur (C.G.) for the offence punishable under Sections 34(1)(a), 34(2) and 59(a) of Chhattisgarh Excise Act, 1915 (hereinafter, "the Excise Act").

2. Case of the prosecution, in brief, is that as per the information received from an informer, police conducted a raid and seized 25 bulk liters of country made liquor from the possesion of the applicant and thereafter, registered the aforesaid offence against the present applicant.

3. 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 previous criminal antecedents. He would further contend that the applicant is in jail since 02/10/2026, the charge-sheet has already been filed, and the trial is likely to take considerable time to conclude, therefore, the applicant be enlarged on regular bail.

4. On the other hand, learned counsel for the non-applicant/State, would oppose the bail application and submit that the charge-sheet has already been filed before the competent Court. He would further submit that 25 liters of country made liquor was seized from the possession of the present applicant, therefore, the applicant is not entitled to grant of 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, and the fact that the 25 bulk litres of country made liquor has been seized from the possession of the applicant and the applicant has no previous criminal antecedents and lastly considering that the charge-sheet has already been filed, the

applicant is in jail since 02/10/2026, and conclusion of trial is likely to take some time, 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.

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

Harneet