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HIGH COURT OF CHHATTISGARH AT BILASPUR

SIDDHANT TAMRAKAR
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Date: 2026.10.26 15:51:19 +0530

MCRC No. 9965 of 2026

- Pradeep Sahu S/o Late Bhagwan Sahu, Aged About 37 Years R/o Schoolpara, Awapalli, Police Station Awapalli, District Bijapur (C.G.)

... Applicant

versus

- State Of Chhattisgarh Through The Station House Officer, Police Station Awapalli, District Bijapur (C.G.)

... Non-Applicant

For Applicant : Mr. Shivam Kumar Kewat, Advocate
For State : Ms. Smriti Shrivastava, Panel Lawyer

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

26.10.2026

1. This is the first bail application filed under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the applicant who has been arrested in connection with Crime No. 13/2026 registered at Police Station Awapalli, District Bijapur (C.G.), for the offence punishable under Section 34(2) of C.G. Excise Act.

2. The case of the prosecution, in brief, is that the police of Police Station Awapalli received an information from the informant and on the basis of the said information conducted a raid and seized 117 bottles of Superior Whisky, 33 bottles of Kangaroo 10000 Beer, total 27 liter of foreign liquor and 10.400 liter of beer from possession of the present applicant. Thereafter, Police has

registered aforesaid offence against the present applicant.

3. Learned counsel for the applicant submits that the present applicant has falsely been implicated in this case. He further submits that the applicant is in jail since 04.09.2026, charge-sheet has been filed and trial is likely to take some time for its conclusion. It is further submitted that the present applicant has only one criminal antecedent registered in the year 2019 under the provisions of the Excise Act, but he has already been acquitted in that case. He would pray for grant of bail to the present applicant.

4. On the other hand, learned counsel for the State would oppose the bail application and submit that the charge-sheet has been filed in the present case before the competent Court. He also submits that the applicant has one criminal antecedent, therefore, he is not entitled for grant of regular bail in the present case.

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

6. Having considered the facts and circumstances of the case, nature and gravity of allegation levelled against the present applicant and fact that the applicant has no live criminal antecedent. Though one case of similar nature was registered in the year 2019, but he has already been acquitted in the said case. Further, charge-sheet has already been filed before the competent Court and applicant is in jail since 04.09.2026 and looking to the quantity of liquor, I am inclined to allow this bail application.

7. Accordingly, the regular bail application is allowed and 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 :-

(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, &

(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.

Sd/-
(Rakesh Mohan Pandey)
JUDGE

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