CGHC010409902026

**NAFR**

**HIGH COURT OF CHHATTISGARH AT BILASPUR**

**MCRC No. 9944 of 2026**

**1 -** Dineshwari Verma W/o Kumar Verma Aged About 56 Years R/o Village Mohara Tehsil - Dongargarh, P / S Dongargarh Police Station, District Rajnandgaon, C.G.

**2 -** Gautam Bai W/o Santosh Verma Aged About 52 Years R/o Village Mohara Tehsil - Dongargarh, P / S Dongargarh Police Station, District - Rajnandgaon, C.G.

**... Applicants**

**versus**

**1 -** State Of Chhattisgarh Through S H O, Outpost - Mohara, P. S. Dongargarh District - Rajnandgaon C.G.

**... Respondent(s)**

| | | |
|---|---|---|
| For Applicants | **:** | Shri B.P. Singh, Advocate |
| For Respondent(s) | **:** | Shri Keshav Gupta, G.A. |

**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 Bhartiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail, he has been arrested in connection with Crime No.537/2026 registered at Police Chowki Mohara, Police Station Dongargarh, District Rajnandgaon (C.G.) for the offence under Sections 34(2), 36, 59(A) of the Chhattisgarh Excise Act and Sections 111, 338, 336(3) & 340(2) of BNS.
2. Case of the prosecution, in brief, is that police of Police Station Dongargarh has received a secret information from the informant and on the basis of said information, raid was conducted and seized 89.46 bulk litre of liquor from the possession of the present applicants. Thereafter, the aforesaid case was registered against the present applicants.
3. Learned Counsel for the applicants submits that the present applicants have falsely been implicated in this case and said 89.46 bulk litre of liquor was not seized from the exclusive possession of the applicants. It is further argued that the present applicants have no criminal antecedents under the Excise Act and under Section 34(2) of the C.G. Excise Act, minimum punishment is one year and maximum punishment is three years and the present applicant is in jail since 21.09.2026, conclusion of the trial is likely to take quite long time. Therefore, he prays for grant of regular bail to the applicants.
4. 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 89.46 bulk litre of liquor was seized from the possession of the present applicants; therefore, they are not entitled to the 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, nature and gravity of offence and the fact that the present applicants have no criminal antecedent under the Excise Act pending against them, moreover, the fact that the charge-sheet has been filed before the competent Court and they are in jail since 21.09.2026, conclusion of the trial may take some more time, this Court is of the view that the applicants are entitled to be released on bail in this case. 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**

Madhurima