CGHC010427642026

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 10617 of 2026

Amit Kumar Son Of Kedarnath Aged About 32 Years Resident Of Anvlachakka Saraipali, Police Station Saraipali, District Mahasamund (C.G.)

... Applicant(s)

versus

State Of Chhattisgarh Through The Station House Officer, Police Of Police Station Saraipali, District Mahasamund (C.G.)

... Non-Applicant(s)

For Applicant	:	Mr. Ajay Kumar Chandra, Advocate.
For Non-Applicant/State	:	Ms. Priya Sharma, Panel Lawyer

Hon'ble Mr. Rakesh Mohan Pandey, Judge

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, as he has been arrested in connection with Crime No. 348/2026, registered at Police Station : Saraipali, District- Mahasamund (C.G.) for the offence

punishable under Section 34(2) of the C.G. Excise Act.

2. The case of the prosecution, in brief, is that the Police of Police Station, Saraipali, District- Mahasamund (C.G.), received a secret information from the informant and on the basis of the said information conducted raid and have seized 30 bulk liter of country made illicit liquor from the possession of the applicant. Thereafter, Police has registered an offence punishable under Section 34(2) of the C.G. Excise Act against the present applicant.

3. Learned counsel for the applicant submits that the applicant has falsely been implicated in this case and that the alleged liquor was not seized from the exclusive possession of the applicant. He further submits that, in the present case, the charge-sheet has been filed before the competent Court and further the applicant has no criminal antecedent. The applicant is in jail since 05.10.2026 and the conclusion of the trial is likely to take considerable time. Therefore, he prays for grant of regular bail to the applicant.

4. On the other hand, the learned State counsel opposes the prayer for grant of bail to the applicant and submits that in the present case, charge-sheet has been filed before the

competent Court and the applicant has no criminal antecedent but the quantity of liquor seized i.e. 30 bulk liter of country made illicit liquor from the possession of the present applicant, he is not entitled for grant of 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 allegations alleged against the applicant, the applicant has no criminal antecedent, the fact that the charge-sheet has been filed before the competent Court, the period of incarceration since 05.10.2026 and the fact that the conclusion of the trial is likely to take some time, I am inclined to grant regular bail to the applicant

7. Accordingly, the bail application of the applicant is **allowed**. 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

Kunal