

M.Cr.C. No.3645/2013

26.3.2013

Shri Narayan Dubey, counsel for the applicant.

Shri R.K. Kesharwani, PL, for the State.

Heard on IA No.7230/2013, an application for urgent hearing.

Considering the averment, the application is allowed.

This is an application under Section 439 of Cr.P.C. for grant of bail.

The applicant has been arrested in connection with Crime No.84/2013 registered at Police Station Lordganj, District Jabalpur for offence punishable under Section 34 (2) of M.P. Excise Act.

As per prosecution, it is alleged that 70 bulk liters illicit liquor is said to have been seized from the possession of the applicant.

Learned counsel for the applicant submits that the applicant is in custody since 27.2.2013. He has been falsely implicated in this case. Trial would take considerable time to conclude finally, therefore, he prays for grant of bail.

Learned counsel for the State opposes the prayer for grant of bail.

On due consideration of the facts and circumstances of the case alongwith gravity of offence and period of custody, without expressing any opinion on the merits of the case, I am of the view that it is a fit case for grant of bail to the applicant. The application is allowed.

It is directed that the applicant shall be released on bail on his furnishing a personal bond in the sum of **Rs.25,000/- (Rupees twenty five thousand)** with a solvent surety in the like amount to the satisfaction of the trial Court/Committal Court/CJM for his appearance before the said Court and on all such other dates as given in this regard by the said Court during trial.

C.C. as per rules.

(G.S. Solanki)
JUDGE