

MCRC-12487-2016

(MANOHAR Vs THE STATE OF MADHYA PRADESH)

29-12-2016

Shri Nilesh Agrawal, learned Counsel for the applicant.

Smt.Mamta Shandilya, learned Dy. Govt. Advocate for the respondent/State.

This is the first application filed by the applicant under Section 439 of Cr.P.C. for grant of bail.

The case diary is available.

Arguments heard.

The present applicant has been arrested by the Police Stationâ€”Excise Department, Depalpur, District Indore in Crime No.478/2016 under Sections 34(1), 34(2) of M.P. Excise Act for keeping in his possession 99 bulk liters of country made liquor.

Learned counsel for the applicant submits that there is no criminal antecedents against the present applicant and this is his first offence.

Learned Dy. Government for the respondent/State opposes the bail application.

Taking into consideration all the facts and circumstances of the case, without commenting on the merits of the case, I am of the view that it is a fit case

for grant of bail. This application filed under

Section 439 of Cr.P.C. is allowed.

Accordingly, it is directed that the applicant shall be released on bail on his furnishing personal bond of **Rs.30,000/-** (Rupees Thirty Thousand only) and one surety of the like amount to the satisfaction of the concerned Magistrate for his appearance on all the dates of hearing as may be directed in this regard during trial.

He is further directed that on being so released on bail, he would comply with the conditions enumerated under Section 437 (3) of Cr.P.C. meticulously.

Certified copy, as per rules.

(ALOK VERMA)
JUDGE