

The High Court Of Madhya Pradesh**MCRC-47724-2020***(ALKA KHAN AND OTHERS Vs THE STATE OF MADHYA PRADESH)***Jabalpur, Dated : 31-12-2020****Heard through Video Conferencing.**

Shri Ankit Saxena, counsel for the applicants.

Shri Gopal Jaiswal, Panel Lawyer for the respondent/State.

This is first bail application under Section 439 of the Cr.P.C. filed by the applicants who are in custody since 28.10.2020 in connection with Crime No. 764/2020 registered at Police Station Govindpura, District Bhopal for offence punishable under Sections 8/20 of the Narcotic Drugs and Psychotropic Substances Act, 1985.

It is alleged that 4.100 kilograms of contraband material (ganja) has been seized from the possession of the applicants.

Learned counsel for the applicants submits that the applicants have been falsely implicated in the case. They have no criminal antecedent. The co-accused person namely Bhagwan Das has been released on bail by the trial Court. It is also submitted that due to outbreak of Corona Virus pandemic, trial will take considerable time, hence it is prayed that applicants be released on bail.

Learned Panel Lawyer for the State has strongly opposed the bail application.

Considering the facts and circumstances of the case, without commenting upon the merits of the case, this application is **allowed**.

It is directed that applicants - **Alka Khan** and **Shiv Narayan** be released on bail on furnishing personal bond in the sum of Rs. 50,000/- (Rupees Fifty Thousand only) each with one solvent surety each, in the like amount to the satisfaction of the concerned trial Court, for their appearance before the trial Court on the dates so fixed by that Court during trial.

If the applicants are found involved in similar offence in future, this order of bail shall stand ineffective. Applicants shall comply with the

provisions of Section 437 (3) of the Cr.P.C.

Accordingly, the application is allowed and disposed of.

(SMT. ANJULI PALO)
V. JUDGE

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