

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRC No. 4446 of 2022

1. Dingro Ogre S/o Tijram Ogre Aged About 45 Years Caste - Satnami, R/o Village- Pitaipali, Police Station- Basna, District- Mahasamund (C.G.)

---- Applicant

Versus

1. State Of Chhattisgarh Through Station House Officer, Police Station- Excise Circle Basna, District- Mahasamund (C.G.)

---- Non-applicant

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| For Applicant | : | Shri Dharmesh Shrivastava, Advocate appears on behalf of Shri Shivendu Pandya, Advocate |
| For Respondent/State | : | Shri G.I. Sharan, G.A. |

Hon'ble Justice Shri Narendra Kumar Vyas

Order on Board

30/05/2022

- 1) This is first bail application under Section 439 of the Cr.P.C. preferred by the applicant before this Court and no other bail application is pending before any other Court.
- 2) The applicant has been arrested in connection with Crime No. 05/2022 registered at Excise Circle Basna, District Mahasamund (C.G.) for the offence punishable under Section 34 (2) of the C.G. Excise Act.
- 3) Case of the prosecution, in brief is that on 07/05/2022, 30 bulk liters country made liquor has been seized by the Excise Circle, Basna from the illegal possession of the applicant.
- 4) Learned counsel for the applicant submits that the applicant has no criminal background. He is innocent and has been falsely implicated in the present case. He is in jail since 07/05/2022 and

the trial may take some time, therefore, he may be released on bail.

5) On the other hand learned counsel for the State opposes the bail application.

6) Looking to the above facts and circumstances of the case without commenting on merits of the case, considering the fact that the applicant is in jail since 07/05/2022, the application is allowed. It is directed that if the applicant furnishes one solvent surety for a sum of Rs.25,000/- along with a personal bond of Rs. 25,000/- to the satisfaction of the concerned trial Court, he be released on bail.

7) Certified copy as per rules.

Sd/-
(Narendra Kumar Vyas)
Vacation Judge

Kamde