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**IN THE HIGH COURT OF MADHYA PRADESH  
AT INDORE**

**BEFORE  
HON'BLE SHRI JUSTICE PRANAY VERMA**

**ON THE 29<sup>th</sup> OF JULY, 2022**

**MISC. CRIMINAL CASE No. 37010 of 2022**

**Between:-**

**TARUN URF CHANCHAL S/O RAMESHCHANDRA  
BAGHEL, AGED ABOUT 23 YEARS,  
OCCUPATION: VYAPAR GRAM BADVANYA  
TEHSIL DAHI DISTRICT DHAR (MADHYA  
PRADESH)**

**.....APPLICANT**

**(BY SHRI GOPAL YADAV, ADVOCATE)**

**AND**

**THE STATE OF MADHYA PRADESH STATION  
HOUSE OFFICER THROUGH POLICE STATION  
DAHI DISTRICT DHAR (MADHYA PRADESH)**

**.....RESPONDENT**

**(BY SHRI HITENDRA TRIPATHI, GOVT. ADVOCATE)**

.....  
*This application coming on for order this day, the court passed the  
following:*

**ORDER**

1. This is the first application under Section 439 of Criminal Procedure Code, 1973. The applicant is implicated in connection with Crime No.85/2022 registered at Police Station Dahi, District Dhar (MP) for offence punishable under Section 34(2) of the M.P. Excise Act. The applicant is in custody since 05.07.2022.

2. The allegation against the applicant is that 111 bulk litres of illicit

country made liquor has been seized from the possession of applicant.  
Accordingly case has been registered against him.

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Signed by: JYOTI  
CHOURASIA  
Signing time: 30-Jul-22  
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3. Learned counsel for the applicant submits the applicant is innocent and has not committed any offence alleged by the prosecution. The applicant is in jail since 05.07.2022. Investigation has been completed and charge sheet has been filed. Final conclusion of trial is likely to take sufficient long time and material produced by the prosecution appears to be insufficient against him. Therefore, prayer for grant of bail to the applicant has been made.

4. The aforesaid prayer has been opposed by learned counsel for the respondent/State who has prayed for rejection of the application.

5. After considering the rival submissions made by the learned counsel for the parties and going through the case diary and looking to the period of custody, in the opinion, it is a fit case for grant of bail.

6. Accordingly, without commenting on the merits of the case, the application filed by the applicant is allowed. The applicant is directed to be released on bail upon furnishing a personal bond in the sum of **Rs.50,000/- (Rupees Fifty Thousand Only)** with one solvent surety of the like amount to the satisfaction of the trial Court for his regular appearance before the trial Court during trial with a condition that he shall remain present before the Court concerned during trial and shall also abide by the conditions enumerated under Section 437 (3) Criminal Procedure Code, 1973.

7. This order shall be effective till the end of the trial, however, in case of bail jump, it shall become ineffective.

Certified copy as per rules.



Signature Not Verified

Signed by: JYOTI  
CHOURASIA  
Signing time: 30-Jul-22  
10:41:20 AM