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

**BEFORE
HON'BLE SMT. JUSTICE NANDITA DUBEY
ON THE 29th OF DECEMBER, 2022**

MISC. CRIMINAL CASE No. 60710 of 2022

BETWEEN:-

**RAKESH BALMIK, S/O MEVALAL BALMIK, AGED
ABOUT 42 YEARS, OCCUPATION: FARMING, R/O GALI
NO. 13, RAJENDRA NAGAR, POLICE STATION CITY
KOTWALI, DISTRICT SATNA (MADHYA PRADESH)**

.....APPLICANT

(BY SHRI ARUNODAY SINGH - ADVOCATE)

AND

**THE STATE OF MADHYA PRADESH THROUGH THE
STATION HOUSE OFFICER, POLICE STATION CIVIL
LINES, DISTRICT REWA (MADHYA PRADESH)**

.....RESPONDENT

(BY SHRI RAJEEV KUMAR PANDEY - PANEL LAWYER)

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

ORDER

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

The applicant is under custody since 29.11.2022 in connection with Crime No.734/2022 registered at Police Station Civil Lines, District Satna for the offence punishable under Section 34(2) of the M.P. Excise Act.

As per prosecution, 54 bulk liters of illegal liquor has been seized from the possession of the present applicant.

Learned counsel for the applicant submits that the applicant has been

falsely implicated and he is in custody since 29.11.2022 and prays that the applicant may be enlarged on bail.

Learned Panel Lawyer for the respondent/State fairly submits that there are no criminal antecedents of such nature is against the present applicant.

Considering the aforesaid and without commenting into the merits of the case, this application is **allowed**.

It is directed that applicant be released on bail on furnishing a personal bond in the sum of **Rs.50,000/- (Rupees Fifty Thousand only)** with one surety in the like amount to the satisfaction of the trial Court/committal Court for his appearance on the dates given by the concerned Court. It is further directed that the applicant shall also comply with the provisions of Section 437(3) of Cr.P.C.

Certified copy as per rules.

(NANDITA DUBEY)
V. JUDGE

pnm