

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**MCRC No. 3864 of 2024**

1. Jyoti Jaiswal W/o Devesh Jaiswal Aged About 28 Years R/o Janpadpara Road, Ambikapur, P.S. Ambikapur, Distt - Surguja, Chhattisgarh.

---- Applicant**Versus**

1. The State of Chhattisgarh Through The Station House Officer, Police Station - Ambikapur, Distt - Surguja, Chhattisgarh.

---- Respondent

For Applicant	: Mr. D.L. Dewangan, Advocate on behalf of Mr. Neeraj Mehta, Advocate.
For Non-applicant /State	: Mr. Kishan Sahu, Deputy G.A.

Hon'ble Shri Justice Narendra Kumar Vyas
Order On Board**31.05.2024**

1. The applicant has preferred this first bail application under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail as she has been arrested on 23.02.2024 in connection with Crime No. 97/2024 registered at Police Station Ambikapur, District – Surguja (C.G.), for offence punishable under Sections 21 (C) & 22 (C) of the NDPS Act.
2. Case of the prosecution, in brief is that secret information given by the informant that the owner of the Dursh Medical Store, Janpadpara is selling an illegal drugs, injections to the young persons. On the basis of such information the police reach over the spot and during search some of the medicines like NRX ALPRAZOLAM TABLETS I.P. 0.5MG RLAM 0.5 and NRX BUPRENORPHINE HYDROCHLORIDE INJECTION I.P BUPRIGESIC 2 ML was seized. So far as the present applicant is concern she is the wife of the owner who was present at that time in the shop.

3. Learned counsel for the applicant submits that the applicant is innocent, she has been falsely implicated in the present case and she is in jail since 23.02.2024. He further submits that there is no criminal antecedent has been registered against her, she is the permanent resident of the given address, therefore, there is no chance of his absconding. Trial may take some long time for adjudication of the case, hence, the applicant may be released on bail.
4. On the other hand learned counsel for the State opposing the submission made by counsel for the applicant. He further submits that looking to the quantity of liquor recovered from the applicant, he may not be enlarged on bail.
5. I have heard learned counsel for the parties and also perused the case diary.
6. Considering the facts situation of the case, nature and gravity of offence; the petitioner is a lady and she is pregnant and the delivery date expected to be on 29.07.2024 and looking to the detention period of the applicant, the trial is likely to take some more time for conclusion, this Court is of the opinion that it is a fit case to release the applicant on bail.
7. Accordingly, the application is allowed and the applicant is directed to be released on bail on her furnishing a bond in the sum of Rs. 25,000/- with one surety for the like sum to the satisfaction of the concerned Court for her appearance before that Court as and when so directed.

Certified copy as per rules.

Sd/-
(Narendra Kumar Vyas)
Judge