



2026:CGHC:35053



CGHC010250992026



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NAFR**HIGH COURT OF CHHATTISGARH AT BILASPUR****MCRC No.5908 of 2026**

Smt. Jema Bai Wife Of Late Suklambar Yadav, Aged About 55
Years Resident Of Village Kudharipara, P. S. Tamnar, District
Raigarh (C.G.) **... Applicant**

versus

State Of Chhattisgarh Through Station House Officer, Police
Station Tamnar, District Raigarh (C.G.) **...Non-applicant**

For Applicant	: Mr. Chandrasen Chouhan,
	Advocate.
For Non-Applicant/State	: Mr. Sourabh Sahu, PL.

Hon'ble Mr. Ramesh Sinha, Chief Justice
Order on Board

10.08.2026

1. This is the 1st bail application filed under Section 483 of the
Bhartiya Nagarik Suraksha Sanhita, 2023 for grant of regular
bail to the Applicant who has been arrested in connection with
Crime No.139/2026 registered at Police Station – Tamnar,



Raigarh (C.G.), for the offences under Sections 34(2) and 59(A) of Excise Act.

2. Case of the prosecution, in brief, is that on the date of the incident, the police received secret information through an informant that an unknown woman was in possession of illicit liquor for the purpose of sale. Acting upon the said information, the police conducted a raid at the premises of the present Applicant, where 15 litres of country-made hand-distilled Mahua liquor was allegedly recovered from the courtyard of the Applicant. Upon being questioned regarding the possession of the said liquor, the Applicant failed to produce any document authorizing its possession. Accordingly, the seized liquor was duly recovered and seized, and a case was registered against the Applicant for the offence punishable under the relevant provisions of the Excise Act. Hence, this application.
3. Learned Counsel for the Applicant submits that the Applicant is innocent, has been falsely implicated in the present case and is behind the bars since 11.06.2026. He further submits that under Section 34(2) of the C.G. Excise Act, minimum punishment is one year and maximum punishment is three years. He lastly submits that conclusion of trial is likely to take considerable time, therefore, the Applicant may be



granted bail.

4. Per contra, learned State Counsel opposes the bail application and submits that there are four previous criminal antecedents against the present Applicant, out of which two cases under the Excise Act are presently pending.
5. Considering the submissions advanced by learned Counsel for the parties, the material available in the case diary, the nature of allegations, the quantity of liquor allegedly seized, the fact that the Applicant has four previous criminal antecedents, out of which two cases under the Excise Act are presently pending and without further commenting anything on the merits of the case, this Court is of the considered opinion that it is not a fit case to grant bail to the Applicant.
6. Accordingly, the bail application of the applicant – **Smt. Jema Bai** involved in Crime No.139/2026 registered at Police Station – Tamnar, Raigarh (C.G.), for the offences under Sections 34(2) and 59(A) of Excise Act is hereby **rejected**.
7. Office is directed to send a certified copy of this order to the trial Court concerned for necessary information.

Sd/-

(Ramesh Sinha)
Chief Justice