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NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 10231 of 2025

Bhadrapal @ Chandrapali Maravi S/o Meluram Maravi Aged About 33 Years
R/o Andhiyaripara Limha, P.S. Ratanpur, Distt. Bilaspur, Chhattisgarh.

...Applicant

versus

State Of Chhattisgarh Through Station House Officer, P.S. Ratanpur, Distt.
Bilaspur, Chhattisgarh.

... Non-applicant

For Applicant : Ms. Shreya Jaiswal, Advocate.

For Non-applicant/State : Mr. Shubham Bajpai, Panel Lawyer.

Hon'ble Shri Ramesh Sinha, Chief Justice

Order on Board

21.01.2026

1. This is the first 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. 715/2025, registered at Police Station - Ratanpur District – Bilaspur (C.G.) for the offence punishable under Sections 34(2) of the C.G. Excise Act.



2. The prosecution story in brief, is that on the date of incident i.e. 30.10.2025, the police received secret information from an informant that certain unknown persons were in possession of illegal liquor with the intention to sell the same. Acting upon the said information, the police reached the spot and conducted a search, during which 11.700 bulk litres of illicit liquor were seized from the place of occurrence. As the persons found in possession of the seized liquor failed to produce any valid licence or documents in respect of the same, the police registered a case against them for the offence punishable under Section 34(2) of the Chhattisgarh Excise Act, and the matter was taken up for investigation.
3. Learned applicant submits that applicant is innocent and has been falsely implicated in the present matter; as no incriminating article was seized from his personal or conscious possession and the alleged illicit liquor was recovered from an open place near a public road, thereby falsely implicating him in the present case; that the concerned police officials failed to conduct a fair and proper investigation and mechanically implicated the applicant despite the fact that he had no knowledge of the seized country-made liquor that no *prima facie* case is made out against the applicant, as he had neither motive nor intention to commit the alleged offence; that the applicant, aged about 33 years, has been in judicial custody since 30.10.2025, therefore, she prays for grant of regular bail.
4. On the other hand, learned State Counsel opposes the bail application of the present applicant and submits that the charge-sheet has already been filed in the present case and that the applicant has one



criminal antecedent, therefore, he is not entitled to the grant of regular bail.

5. I have heard learned counsel for the parties and perused the case diary.
6. Considering the overall facts and circumstances of the case, the nature and gravity of the allegations levelled against the applicant, and further taking into account that the charge-sheet has already been submitted before the competent Court and the applicant has remained in judicial custody since 30.10.2025, and the conclusion of the trial is likely to take some time, this Court is inclined to grant regular bail to the present applicant.
7. Let applicant, **Bhadrapal @ Chandrapali Maravi**, involved in Crime No.715/2025, registered at Police Station - Ratanpur District – Bilaspur (C.G.) for the offence punishable under Sections 34(2) of the C.G. Excise Act, be released on bail on furnishing **personal bond** with **two local sureties** in the like sum to the satisfaction of the court concerned with the following conditions:-

(i) The applicant shall file an undertaking to the effect that he shall not seek any adjournment on the dates fixed for evidence when the witnesses are present in court. In case of default of this condition, it shall be open for the trial court to treat it as abuse of liberty of bail and pass orders in accordance with law.

(ii) The applicant shall remain present before the trial court on each date fixed, either personally or through his counsel. In case of his absence, without sufficient cause, the trial court may proceed against him under Section 269 of Bharatiya Nyaya Sanhita.

(iii) In case, the applicant misuses the liberty of bail



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during trial and in order to secure his presence, proclamation under Section 84 of BNSS. is issued and the applicant fails to appear before the court on the date fixed in such proclamation, then, the trial court shall initiate proceedings against him, in accordance with law, under Section 209 of the Bharatiya Nyaya Sanhita.

(iv) The applicant shall remain present, in person, before the trial court on the dates fixed for (i) opening of the case, (ii) framing of charge and (iii) recording of statement under Section 351 of BNSS. If in the opinion of the trial court absence of the applicant is deliberate or without sufficient cause, then it shall be open for the trial court to treat such default as abuse of liberty of bail and proceed against him in accordance with law.

8. Office is directed to provide a certified copy of this order to the trial Court concerned for necessary information and compliance forthwith.

Sd/-

(Ramesh Sinha)
Chief Justice