

# Vikas vs The State Of Madhya Pradesh on 13 February, 2025

**Author: Prakash Chandra Gupta**

**Bench: Prakash Chandra Gupta**

NEUTRAL CITATION NO. 2025:MPHC-IND:3863

1  
IN THE HIGH COURT OF MADHYA PRADESH  
AT INDORE  
BEFORE  
HON'BLE SHRI JUSTICE PRAKASH CHANDRA GUPTA  
ON THE 13th OF FEBRUARY, 2025  
MISC. CRIMINAL CASE No. 5039 of 2025  
VIKAS AND OTHERS  
Versus  
THE STATE OF MADHYA PRADESH  
Appearance:  
Shri S.K.Sharma - Advocate for the applicants.  
Shri Romil Verma - Government Advocate for the respondents.

ORDER

Heard with the aid of case diary.

This is first bail application filed under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 for grant of bail to the applicants relating to FIR/Crime No.523/2024 dated (not mentioned) registered at Police Station- Namil, District-Ratlam (M.P.) for commission of offence punishable under Section 287 of the Bhartiya Nyaya Sanhita, Section 3/7 of the Essential Commodities Act and Section 49 (A) of the M.P.Excise Act.

2. Prosecution case in brief is that co-accused Rahul Panwar is the owner of Dhaba situated at Sejawat Road, Bangrod. On 02.12.2024 during a search conducted by Police, it was revealed that co-accused persons namely Mohan, Rahul Panwar, Madhusudan @ Madhu, Vishal Pawar, Raju Welder and present applicants Vikas Choudhary and Ravi had collected total 670 litres of illicit Diesel, 470 litres of illicit petrol, 100 litres of illicit ethanol NEUTRAL CITATION NO. 2025:MPHC-IND:3863 2 MCRC-5039-2025 and 20 litres of spurious liquor. It was also revealed that 60 litres of petrol and 30 litres of diesel was loaded in bolero pickup bearing registration No. MP 43 G 4037 which was parked in front of the aforesaid Dhaba. Police seized the aforesaid commodities from the co-accused persons as well as the present applicants. Accordingly crime was registered against them.

3. Learned counsel for the applicants submits that applicants have not committed the offence and they have falsely been implicated in the case. The co-accused persons namely Madhusudan and Mohan have been granted bail by this Court. It is also submitted that the offence is punishable up to 7 years and applicants are in custody since 02.12.2024. After completion of investigation, charge-sheet has been filed. Conclusion of trial will take sufficient long time for its disposal therefore, prayer is made for grant of bail to the applicants.

4. Learned Govt. Advocate for the State has opposed the prayer and prayed for its rejection.

5. Having considered the submissions advanced from counsel for the parties, also considering the facts and circumstances, without commenting on the merits of the case, this Court is of the view that applicants deserves to be enlarged on bail. Hence, the application is allowed.

6. It is directed that the applicants - Vikas and Ravi be released on bail upon furnishing personal bond in the sum of Rs.50,000/- (Rupees Fifty Thousand only) each with one solvent surety in the like amount to the satisfaction of the concerned trial Court for their appearance before the trial Court on all such dates as may be fixed in this behalf by the trial Court NEUTRAL CITATION NO. 2025:MPHC-IND:3863 3 MCRC-5039-2025 during pendency of the trial. It is further directed that applicants shall comply with the provisions of Section 480(3) of the BNSS.

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

8. M.Cr.C. stands disposed of, accordingly.

C.c. as per rules.

(PRAKASH CHANDRA GUPTA) JUDGE vidya