

HIGH COURT OF CHHATTISGARH AT BILASPUR

Order Sheet

Criminal Appeal No. 261 of 2017

Prakash Narayan Kaumarya, S/o Late Shri Rampal Kaumarya, aged about 54 years, occupation-Accountant, Chief Medical & Health Office, Rajnandgaon, R/o Village Chikhali, Rajnandgaon, District Rajnandgaon (C.G.)

... Appellant

Versus

State of Chhattisgarh, through S.P. A.C.B. Raipur, District Raipur (C.G.)

... Respondent

16/02/2017	<p>Mr. Vivek Sharma, Advocate, for the Appellant. Mr. Lav Sharma, Panel Lawyer, for the State. Heard on admission. The appeal is admitted for hearing. Call for the record of the Court below. Also heard on I.A. No.1 of 2017, which is an application for suspension of sentence and grant of bail to the Appellant. The Appellant stands convicted under Sections 7 and 13(1)(d) read with Section 13(2) of the Prevention of Corruption Act, 1988 and sentenced to undergo R.I. for 2 years and to pay fine of Rs.2000/- with default stipulations on each count, as ordered on 4.2.2017 by the Special Judge (Prevention of Corruption Act), Rajnandgaon, in Special Criminal Case No. 1 of 2015. Taking into consideration the sentences imposed upon the Appellant, being R.I. for 2 years, and also taking into account the fact that the present appeal is of the year 2017 and there is no likelihood of its early final hearing at this stage, this Court is of the opinion that a strong case is made out for grant of bail to the Appellant.</p>	

Accordingly, I.A. No.1 of 2017 is allowed.

It is directed that in case the Appellant deposits the entire fine amount and thereafter furnishes a personal bond for a sum of **Rs.25,000/- with one surety** each of like amount to the satisfaction of the concerned Trial Court then the execution of the substantive jail sentence awarded to him shall remain suspended during pendency of the present criminal appeal and he shall be released on bail for his appearance before the Registry of this Court on **30.3.2017**. He shall, thereafter, appear before the concerned Trial Court on a date to be given by the Registry of this Court and shall continue to appear there on all such subsequent dates as are given to him by the said Court, till disposal of the present criminal appeal.

List for final hearing in due course.

Sd/-
(P. Sam Koshy)
JUDGE