



2026:CGHC:21747

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

CRA No. 110 of 2018

Mandas Sahu, S/o. Mohan Das Sahu, Aged About 37 Years, R/o. Village Khaira, Police Station Lalbag, District Rajnandgaon, Chhattisgarh.

---- Appellant**Versus**

State Of Chhattisgarh, Through Station House Officer, Police Station Lalbag, District Rajnandgaon Chhattisgarh,

----Respondent

19.01.2018	Mr. Abhishek Sharma, Advocate for the Appellant. Mr. Bhaskar Payashi, Panel Lawyer for the State. Heard on I.A.No.1, application for condonation of delay. On due consideration and for the reasons stated in the application, the delay of 140 days in filing the appeal is condoned. Admit Call for the record. Also heard on I.A.No.2, application for suspension of sentence and grant of bail. Appellant has been convicted by the judgment dated 23.06.2017 passed by the learned Court below in Special Session Trial No.65/2015 in the following manner with a direction to run both the sentence concurrently. <table><tr><th>Conviction</th><th></th><th>Sentence</th></tr><tr><td>U/s. 506(II) of I.P.C.</td><td>:</td><td>R.I. for 3 years and fine of Rs.2000/-, in default of payment of fine, 3 months S.I.</td></tr><tr><td>U/s. 8 of POCSO Act, 2012.</td><td>:</td><td>R.I. for 4 years and fine of Rs.3000/-, in default of payment of fine, 4 months S.I.</td></tr></table> Learned counsel for the appellant would submit that the appellant has suffered more than 50% of jail sentence i.e. 2 years 5 months approximately and the appeal will take some time for hearing on merits,	Conviction		Sentence	U/s. 506(II) of I.P.C.	:	R.I. for 3 years and fine of Rs.2000/-, in default of payment of fine, 3 months S.I.	U/s. 8 of POCSO Act, 2012.	:	R.I. for 4 years and fine of Rs.3000/-, in default of payment of fine, 4 months S.I.
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U/s. 8 of POCSO Act, 2012.	:	R.I. for 4 years and fine of Rs.3000/-, in default of payment of fine, 4 months S.I.								



therefore, the appellant may be released on bail.

Per contra, learned State counsel opposes the prayer for suspension of sentence and grant of bail.

Considering the fact that the appellant has suffered more than 50% of the jail sentence and the appeal will take some time for hearing, I am inclined to suspend the sentence and release the appellant on bail.

Accordingly, I.A.No.2, application for suspension of sentence and grant of bail is allowed.

Execution of further substantive jail sentence imposed on appellant shall remain suspended and he is directed to be released on bail on his executing a personal bond for a sum Rs.25,000/- with one surety for the like sum to the satisfaction of the Trial Court for his appearance before the Registry of this Court on **20th March, 2018**. He shall thereafter appear before the 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 the disposal of this appeal.

Certified copy, as per rules.

Sd/-
(**Goutam Bhaduri**)
Judge