



Order Sheet
CRA No. 1382 of 2017

1. Homsai S/o Buddhu Ram Kanwar, Aged About 30 Years Occupation Cultivator, R/o Majira, Police Station Jaynagar, District Surajpur, Chhattisgarh., Chhattisgarh
 2. Anand Paikra S/o Bhogal Ram Kanwar, Aged About 50 Years Occupation Cultivator, R/o Majira, Police Station Jaynagar, District Surajpur, Chhattisgarh., District : Surajpur, Chhattisgarh
- Appellants**

Versus

- State of Chhattisgarh through the Station House Officer, Police Station Pratappur, District Surajpur, Chhattisgarh., Chhattisgarh
- Respondent**

30.1.2018	Mr. Ajay Kumar Pandey, counsel for the appellant. Mrs. Astha Shukla, Panel Lawyer, for the State. Heard on I.A.No. 1 for suspension of sentence and grant of bail. The appellant stands convicted by the judgment dated 13.07.2017 passed by the learned Special Judge (NDPS Act), Surajpur, Distt. Surajpur for the offence punishable u/s 22(b)(ii)(b) of NDPS Act & 22(b)(ii)(B) read with section 29 of the NDPS Act and sentenced to undergo R.I.for 5 years and R.I.for 5 years respectively with fine sentences and further default stipulations. Learned counsel for the appellant submits that only on the statement of I.O., the applicant has been convicted and the independent witness has not supported the case of prosecution. He further submits that the appellant is in jail for the last more than 7 months therefore his jail sentence may be suspended. Per contra, learned State Counsel opposes the bail application. Perused the statement of P.W.9. Considering the same, I am not inclined to suspend the jail sentence of the appellant. Accordingly, I.A.No.1 is rejected. Sd/- GOUTAM BHADURI JUDGE
Rao	