

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

Criminal Revision No. 663 of 2016

1. Rajendra Dhruv S/o Shri Mahettar Ram Dhruv Aged About 45 Years R/o Village Imlipadar, Police Station & Tahsil Antagarh, District North Bastar Kanker Chhattisgarh.
2. Satyanand Patel S/o Laxminath Patel Aged About 30 Years R/o Village Uparpara Antagarh, Police Station & Tahsil Antagarh, District North Bastar Kanker Chhattisgarh.

Versus

State Of Chhattisgarh Through District Magistrate, District Kanker Chhattisgarh.

22.07.2016	Mr. Anil Kumar Pandey, Counsel for the Applicants. Mr. Anupam Dubey, Dy. Government Advocate for the State. Heard Admit. Call for records from both the Courts below. Also, Heard on I.A. No. 1 of 2016 which is an application for suspension of sentence and grant of bail to the Applicants. The applicants have been convicted for the offences punishable under Sections 409, 467, 471, 420, 468, 477(A) and 204 IPC and sentenced to RI for 2 years and to pay a fine of Rs. 500/- in each offence with default stipulations vide order dated 05.07.2016 passed by the Sessions Judge, North Bastar, Kanker(C.G.) in Criminal Appeal No. 11/2013. Learned Counsel for the Applicants submits that the applicants have been sentenced to R.I. fo 2 years and they have already remained in jail for more than 1½	

years. Also, the present Criminal Revision being of year 2016, there is likelihood of no early disposal in the case, therefore, they may be enlarged on bail.

Taking into consideration the total facts and circumstances of the case particularly the short sentence of two years imposed upon the applicants and they have already completed more than 1½ years out of 2 years of the total sentence, this Court is of the opinion that the present is a fit case to suspend the jail sentence and grant them bail.

Accordingly, the I.A. No. 1 is allowed.

It is directed that the jail sentence imposed upon the Applicants shall remain suspended during the pendency of this Revision and they shall be released on bail on their furnishing a personal bond in the sum of Rs. 25000/- with one surety each in like sum to the satisfaction of the concerned trial Court. The Applicants are directed to appear before the trial Court on each and every date given to them by the said Court till disposal of the case.

List this case for final hearing in due course.

Sd/-

**P. Sam Koshy
Judge**