



HIGH COURT OF CHHATTISGARH AT BILASPUR

CRA No. 206 of 2026

1 - Ramkripal @ Chunnu Upadhyay S/o Bhupat Upadhyay Aged About 45 Years R/o Village- Bhikhampura, Police Station Sariya, District- Sarangarh-Bilaigarh (Earlier District Raigarh), C.G.

... Appellant

versus

1 - State Of Chhattisgarh Through- The Station House Officer, Police Station -Baramkela, District- Sarangarh-Bilaigarh, C.G.

... Respondent

03/02/2026	Mr. Roop Ram Naik, Advocate for the Appellant. Ms. Avleen Juneja, P.L. for the State. Heard on admission. Admit. Also heard on I.A. No. 01/2026, application for suspension of sentence and grant of bail. By the impugned judgment dated 22.12.2025 passed by learned Special Judge (under NDPS Act, 1985), Raigarh, District Raigarh (C.G.) in Special Criminal Case (NDPS Act) No. 33/2020, the
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appellant has been convicted and sentenced as mentioned below :

Conviction	Sentence
Under Section 20(b)(ii)(B) of NDPS Act.	R.I. for 05 years and fine of Rs.50,000/-, in default of payment of fine amount additional R.I. for 06 months.

Learned counsel for the appellant submits that the appellant is innocent and has been falsely implicated in the case. He further submits that there is no material on record on the basis of which appellant's conviction can be sustained. He further submits that the prosecution has failed to prove the entire prosecution case beyond reasonable doubt. He next submits that Appellant was detained in judicial custody from 15.10.2020 to 27.03.2021 and since 22.12.2025 till date and disposal of this appeal is likely to take considerable time, therefore, he may be enlarged on bail.

On the other hand, learned State counsel opposes the application for suspension of sentence and grant of bail and supported the impugned judgment.

I have heard learned counsel appearing for the parties.

Considering the facts and circumstances of

	the case, particularly the nature and gravity of offence and the evidence against the applicant, I do not find it appropriate to release the appellant on bail. Accordingly, I.A. No. 01/2026 is rejected. List this case for final hearing in the month of April, 2026. Sd/- (Sanjay Kumar Jaiswal) Judge
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