

HIGH COURT OF CHHATTISGARH, BILASPUR**CRA No. 93 of 2022**

- Balram Singh, S/o Biharilal Singh, aged about 21 Years, R/o Parasgadhi Marhidand Para, Police Station Manendragarh, District Koriya, Chhattisgarh.

----Appellant**Versus**

- State of Chhattisgarh, Through Station House Officer, Police of Police Station Manendragarh, District Koriya, Chhattisgarh.

---- Respondent

18/02/2022	Shri Karan Bahrani, Advocate on behalf of Shri P.K. Tulsyan, Advocate for the appellant. Shri Shreshta Gupta, P.L. for the State. Heard on I.A. No.01 of 2022, application for suspension of sentence and grant of bail to the appellant. By the impugned judgment dated 24.12.2021 passed by the Additional Sessions Judge (F.T.S.C.) POCSO Manendragarh, District Koriya, C.G. in Special Criminal Case No.51/2019, the appellant stands convicted and sentenced as under:- <table border="1"> <thead> <tr> <th>Conviction</th><th>Sentence</th></tr> </thead> <tbody> <tr> <td>Under Section 354 of Indian Penal Code</td><td>Rigorous Imprisonment for two years and fine of Rs.500/-, in default of payment of fine amount to undergo further additional rigorous imprisonment for one month</td></tr> </tbody> </table>	Conviction	Sentence	Under Section 354 of Indian Penal Code	Rigorous Imprisonment for two years and fine of Rs.500/-, in default of payment of fine amount to undergo further additional rigorous imprisonment for one month
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Under Section 354 of Indian Penal Code	Rigorous Imprisonment for two years and fine of Rs.500/-, in default of payment of fine amount to undergo further additional rigorous imprisonment for one month				

Under Section 8 of the POCSO Act

Rigorous Imprisonment for three years and fine of Rs.500/-, in default of payment of fine amount to undergo further additional rigorous imprisonment for one month

(Both sentences were directed to run concurrently)

On 08.02.2022, prosecutrix along with her father had appeared before this Court and raised objection to release of the appellant on bail.

Considering the facts and circumstances of the case, in particular the fact that the maximum sentence awarded to the appellant is of three years, the detention period of the appellant, the appellant has no criminal antecedent, the fact that the appellant was on bail during trial and did not misuse the liberty granted to him and that disposal of the appeal is likely to take some time, without expressing any opinion on the merits of the case, I am of the opinion that present is a fit case to suspend the jail sentence imposed upon the appellant and to release him on bail.

Accordingly, the application (I.A. No.01 of 2022) is allowed.

It is directed that the execution of substantive jail sentence imposed upon the appellant shall remain suspended during the pendency of this appeal and he shall be released on bail on his furnishing a personal bond in the sum of Rs.1,00,000/- with two sureties of Rs.50,000/- each to the satisfaction of the trial Court. He shall appear before the Registry of this Court on **20.06.2022** and thereafter appear before the trial Court on a date to be given by the Registry and thereafter continue to appear before the trial Court on all such dates as are given to him by the said Court till

disposal of this appeal.

List the case for final hearing in due course.

Sd/-
Gautam Chourdiya
Judge