

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

Criminal Revision No. 360 of 2016

- Raspal S/o Balakram Aged About 75 Years resident of Village - Kendumudi, P.S. - Saraipali, Tahsil - Saraipali, Civil & Revenue Distt. & Distt. Mahasamund Chhattisgarh
--- **Petitioner**

Versus

- State of Chhattisgarh through the District Magistrate, Distt. Mahasamund Chhattisgarh
--- **Respondent**

26.04.2016	Mr. Ratnesh Agrawal, counsel for the applicant. Ms. Mudali Asha, Panel Lawyer, for the State. Heard. The petition is admitted for hearing. Also heard on I.A.No.01 of 2016 for suspension of sentence and grant of bail to the applicant. The petition has been filed against the judgment order dated 08.04.2016 passed by the Additional Sessions Judge, Saraipali in Criminal Appeal No.01/2016 whereby the Sessions Judge affirmed the order passed by the Judicial Magistrate First Class, Saraipali dated 07.11.2015 in Criminal Case 367/2011. The applicant has been convicted under sections 420, 467, 468 & 471 IPC and sentenced to undergo R.I., for 3 years on each count. He has been further directed to pay fine of Rs.1000/- on each count, in default of payment of fine, to further undergo R.I., for 3 months on each count. Learned counsel for the applicant submits that the maximum term of sentence is 3 years and the applicant was granted bail during trial. It is further submitted that the applicant is old and infirm who is aged about 75 years and hearing of the revision will take time, therefore, he prays for suspending the jail sentence of the applicant.	

Considering the fact that the applicant was granted bail during trial as also the fact that he is aged about 75 years and hearing of the revision will take time, I am inclined to suspend the jail sentence of the applicant.

Accordingly I.A.No.1 is allowed. The remaining jail sentence of the applicant shall remain suspended and he be released on bail on executing a personal bond in sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the trial Court for his appearance before the Registry of this Court on 29th July, 2016. Thereafter he shall 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 them by the said Court till disposal of this revision.

Cc as per rules.

**Sd/-
GOUTAM BHADURI
JUDGE**

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