



Digitally
ABHIGYA signed by
SAXENA ABHIGYA
SAXENA

HIGH COURT OF CHHATTISGARH AT BILASPUR

CRA No. 297 of 2026

1 - Hemant Kumar Yadav S/o Hiraram Yadav Aged About 22 Years R/o Kauhakuda, Outpost- Sonakhan Thana- Kasdol, Distt.- Baloda Bazar- Bhatapara (C.G.)

... **Petitioner(s)**

versus

1 - State Of Chhattisgarh Through Police Station Kasdol, Distt. Baloda Bazar- Bhatapara (C.G.)

... **Respondent(s)**

Order Sheet

19/02/2026	Mr. Deepak Kumar Jain, counsel for the Appellant. Ms. Richa Pandey, Panel Lawyer for the State/respondent. Heard on admission. Admit. Also heard on I.A. No.01/2026, application under Section 430 sub-Section 2 of BNSS for suspension of sentence and grant of bail. By the impugned judgment of conviction dated
--------------------------	---

12.01.2026 passed by the learned Special Judge Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989 , District Baloda Bazar C.G. in Special Session Case No.01/2025, appellant stand convicted for the offence punishable mentioned as under:

<u>Conviction</u>	<u>Sentence</u>
U/s. 109 read with Section 3(5) of Bhartiya Nayaya Sanhita, 2023.	R.I. for 02 years & fine of Rs.5,000/- and in default of payment of fine amount additional R.I. for 03 months.

The victim, appeared through Video Conference via the concerned District Legal Services Authority and raised objection to the grant of bail to the appellant.

Learned counsel appearing for the appellant submits that the appellant has been wrongly convicted by the learned trial Court in the absence of any clinching evidence on record against him. The appellant has been in jail since 29.12.2024, till date. Learned counsel further contends that the appeal is likely to take considerable time for its final disposal and, therefore, prays that the sentence imposed upon the appellant by the learned trial Court be kept in abeyance and that the appellant be released on bail during

the pendency of the appeal.

On the other hand, learned counsel appearing for the respondent/State supports the judgment of conviction passed by the learned Trial Court and opposes the application seeking suspension of sentence and grant of bail to the appellant.

I have heard both counsel for the parties and perused the documents available on record with due care.

Considering the facts and circumstances of the case, and also taking into consideration the fact that the applicant has been in jail since **29.12.2024 till date**, and that the appeal is likely to take considerable time for its conclusion, I am inclined to suspend the sentence.

In view of the above, I.A. No.01/2026, an application for suspension of sentence and grant of bail is liable to be and is hereby allowed.

It is directed that the substantive jail sentence of the applicant shall remain suspended till final disposal of the instant revision petition and he shall be released on bail on his executing a personal bond for a sum of Rs. 25,000/- with one surety for the like sum to the satisfaction of the trial Court for his appearance before the Registry of this Court on

Saxena	24th April, 2026. He shall thereafter appear before the concerned trial Court on a date to be given by the Registry of this Court and thereafter, continue to appear before the trial Court on all such subsequent dates as are given to him by the said Court till disposal of this case. The record does not indicate that the appeal on behalf of the accused is ever presented. List this case for final hearing. Sd/- (Sanjay Kumar Jaiswal) Judge
--------	--