



## HIGH COURT OF CHHATTISGARH, BILASPUR

## Order Sheet

**CRA No. 317 of 2023**

Sanjay @ Sanju Verma S/o Madan Lal Verma Aged About 42 Years R/o Village Gadadih Police Station- Khairagarh,, District : Khairagarh-Chhuikhadan-Gandai, Chhattisgarh

---- Appellant

**Versus**

State of Chhattisgarh Through Station House Officer, Police Station Khairagarh, District : Khairagarh-Chhuikhadan-Gandai, Chhattisgarh

---- Respondent

(Cause-title taken from Case Information System)

23/08/2023	<p>By the impugned judgment of conviction and sentence dated 12.10.2022 passed in Sessions Trial No. 14/2019, by the learned Additional Sessions Judge, Khairagarh, C.G. has convicted the appellant for the offence punishable under Section 302 of the Indian Penal Code (for short, the IPC) and sentenced to undergo rigorous life imprisonment and fine of Rs. 2,000/-, in default of payment of fine, additional rigorous imprisonment for three months.</p> <p>Heard Ms. Deepa Ramteke, learned counsel for the appellant. Also heard Ms. Madhunisha Singh, learned Deputy Advocate General, appearing for the State / respondent on the application for suspension of sentence and grant of bail (I.A. No.02 of 2023).</p>



Learned Counsel for the convict/appellant argued that the applicant said to have murdered his wife is absolutely incorrect and false allegation. It is submitted that the deceased was fallen from the staircase, on account of which, she died. It is further submitted that the appellant is in jail since 17.05.2019 and the appeal is likely to take a couple of years or even more in its final disposal, hence, he prays that the appellant be enlarged on bail.

The learned counsel for the State/respondent, on the other hand, has objected the bail application and submits that as per the postmortem report the cause of death of the deceased was smothering, whereas, defense has been taken by the appellant that his wife was fallen from the staircase, he has given false explanation for the death of his wife, therefore, the application for suspension of sentence of the appellant is liable to be dismissed.

We have heard learned counsel for the parties and perused the records of the Court below.

Considering the submissions made by the learned counsel for the parties and the fact that the applicant has given statement that his wife fallen from the staircase and died but in the postmortem report the cause of death was mentioned smothering, thus, a false explanation has been given by the appellant for the death of his



wife, at this stage, we are not inclined to allow the suspension of sentence and grant of bail of the appellant and accordingly, the same is rejected.

Accordingly, IA No. 02 of 2023 stands disposed of.

Let the matter be listed for final hearing.

**Sd/-  
(N.K. Chandravanshi)  
Judge**

**Sd/-  
(Ramesh Sinha)  
Chief Justice**