

HIGH COURT OF CHHATTISGARH, BILASPUR**CRA No. 244 of 2022**

- Goverdhan Sai, Son of Late Adal Sai, aged about 55 Years, Resident of Village-Siharbud, Police Station-Kansabel, District-Jashpur, Chhattisgarh.

----Appellant**Versus**

- State of Chhattisgarh, Through the Station House Officer, Police Station-Kansabel, District- Jashpur, Chhattisgarh.

---- Respondent

24/06/2022	Mr. Jitendra Saxena, Advocate for the appellant. Ms. Binu Sharma, 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 29.12.2021 passed by the Additional Sessions Judge Jashpur / Additional Charge F.T.C. Jashpur, District Jashpur, C.G. in Sessions Case No.28/2018, the appellant stands convicted and sentenced as under:- <table border="1" data-bbox="384 1509 1489 1892"> <thead> <tr> <th data-bbox="384 1509 943 1592">Conviction</th><th data-bbox="943 1509 1489 1592">Sentence</th></tr> </thead> <tbody> <tr> <td data-bbox="384 1592 943 1892">Under Section 304 Part-II of Indian Penal Code</td><td data-bbox="943 1592 1489 1892">Rigorous Imprisonment for five years and fine of Rs.1,000/-, in default of payment of fine amount to undergo further additional rigorous imprisonment for 15 days</td></tr> </tbody> </table> Considering the facts and circumstances of the case, the detention period of the appellant, his age i.e. 55 years, the fact that the appellant was on bail during trial and did not misuse the liberty granted to him and that	Conviction	Sentence	Under Section 304 Part-II of Indian Penal Code	Rigorous Imprisonment for five years and fine of Rs.1,000/-, in default of payment of fine amount to undergo further additional rigorous imprisonment for 15 days
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disposal of this 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 **26.09.2022** 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