



2026:CGHC:13447

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

CRA No. 294 of 2018

1. Sanat Kumar Pobiya, S/o. Ran Sai Pobiya, Aged About 33 Years, R/o. Village Shalhe, Tahsil & Thana Dabhra, District Janjgir Champa, Chhattisgarh.
2. Narendra Patel, S/o. Babulal Patel, Aged About 47 Years, R/o. Village Reda Tahsil & Thana Dabhra, District Janjgir Champa, Chhattisgarh.

---- Appellants

Versus

State Of Chhattisgarh, Through Police Station Dabhra, District Janjgir Champa, Chhattisgarh.

----Respondent

23.02.2018	Mr. Surfaraj Khan, Advocate for the Appellants. Mr. Ashish Shukla, Dy. A.G. for the State. Heard Admit Call for the record. Also heard on I.A.No.1, application for suspension of sentence and grant of bail. The appellants stand convicted by the judgment dated 16.02.2018 passed by the learned Court below in N.D.P.S. Case No.27/2017 for the offence punishable under Section 20(B)(2)(B) of N.D.P.S. Act and sentenced to undergo R.I. for 3 years with fine of Rs.10,000/- with usual default stipulation. Learned counsel for the appellants would submit that the sentence awarded is for 3 years, the appellants are in jail since 12.09.2017 and the appeal will take some time for hearing on merits, therefore, the appellants may be released on bail.



Per contra, learned State counsel opposes the prayer for suspension of sentence and grant of bail.

Considering the period of sentence i.e. 3 years and the fact that the appellants are in jail since 12.09.2017 and the appeal will take some time for hearing, I am inclined to suspend the sentence and release the appellants on bail.

Accordingly, I.A.No.1, application for suspension of sentence and grant of bail is allowed.

Execution of further substantive jail sentence imposed on appellants shall remain suspended and they are directed to be released on bail on their executing a personal bond for a sum Rs.25,000/- with one surety each for the like sum to the satisfaction of the Trial Court for their appearance before the Registry of this Court on **24th April, 2018**. They shall thereafter 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 the disposal of this appeal.

Certified copy, as per rules.

Sd/-
(**Goutam Bhaduri**)
Judge