



HIGH COURT OF CHHATTISGARH AT BILASPUR

CRA No. 590 of 2025

Phaneshwar Sahu S/o Late Rameshwar Sahu Aged About 32 Years
R/o Chichbod, P.S. Ranchirai, Distt. Balod (C.G.) ... **Appellant**

versus

State Of Chhattisgarh Through, S.H.O. Police Station Rancharai
District Balod (C.G.) ... **Respondent**

Order Sheet

26/02/2026	Shri Harshvardhan Singh Thakur, Advocate appears on behalf of Shri BP Singh, counsel for the Appellant. Shri Akash Agrawal, PL for the State/Respondent. Heard on IA No.01/2025, an application for suspension of sentence and grant of bail. The accused/Appellant has been convicted and sentenced by judgment dated 12.03.2025 passed by the learned Special Judge (SC/ST Act), Balod, District Balod in Special Sessions Case No.103/2020 as under:
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offence	Sentence
Under Section 454 of IPC	R.I for 3 years with a fine of Rs.500/-
Under Section 354 IPC	R.I for 4 years with a fine of Rs.1,000/-
Under Section 3(1)(w)(i) of SC/ST Act	R.I for 4 years with a fine of Rs.1,000/-

All the sentences shall run concurrently and shall carry usual default stipulations.

Learned counsel for the Appellant submits that the Appellant remained in judicial custody from 29.09.2020 to 25.01.2021, i.e., for about four months during the course of trial and after his conviction dated 12.03.2025, he has again been taken into custody and is presently in jail. Considering the period of incarceration already undergone and the fact that the Appeal is not likely to be heard in the near future, it is prayed that the substantive sentence imposed upon the Appellant may be suspended and he may be released on bail during the pendency of the Appeal.

On the other hand, learned State counsel opposes the bail application.

On 07.05.2025, victim, along with her father, has appeared through concerned DLSA and raised objection with regard to granting bail to the Appellant.

Taking into consideration the facts and circumstances of the case, submission of learned Counsel for the parties, particularly the fact that the

Appellant has already undergone about one year and three months of total incarceration, without further commenting anything on merits, I am inclined to suspend the jail sentence imposed on him and grant him bail.

Accordingly, IA No.01/2025 is **allowed** and it is directed that the substantive jail sentence imposed upon the Appellant shall remain suspended during the pendency of the Appeal and he shall be released on bail on his furnishing a personal bond of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned Court for his appearance before the Registry on **12th of May, 2026** and thereafter before the concerned Court below on all such dates as may be given to him till final disposal of this Appeal.

Post the matter for final hearing.

Sd/-

(Sanjay Kumar Jaiswal)
Judge