



HIGH COURT OF CHHATTISGARH AT BILASPUR

CRA No. 730 of 2025

PUSHPENDRA SIDAR @ MONU **versus** STATE OF CHHATTISGARH

CRA/1159/2025

Order Sheet

22/01/2026	Shri Lavkush Kumar Sahu, counsel for the appellants. Shri Vinod Tekam, GA and Shri Vikhyat Arora, PL for the State/respondent. <u>CRA No. 730 of 2025</u> Heard on I.A. No.2/2026, which is an application under Section 430 of BNSS for suspension of sentence and grant of bail. Vide judgment of conviction and order of sentence dated 27.02.2025 passed by the Additional Sessions Judge (FTC) Sakti, District Janjgir Champa (C.G.) in Special Criminal Case No.09/2024, appellant has been convicted and sentenced as under:- <table border="1"> <thead> <tr> <th>Conviction</th><th>Sentence</th></tr> </thead> <tbody> <tr> <td>Under Section 363/34 of IPC</td><td>RI for 5 years and fine</td></tr> </tbody> </table>	Conviction	Sentence	Under Section 363/34 of IPC	RI for 5 years and fine
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Under Section 363/34 of IPC	RI for 5 years and fine				

		amount of Rs.3,000/-, in default of payment of fine, to undergo additional RI for 2 months.
	Under Section 366/34 of IPC	RI for 7 years and fine amount of Rs.5,000/-, in default of payment of fine, to undergo additional RI for 3 months.
	Under Section 506-I of IPC	RI for 1 year and fine amount of Rs.2,000/-, in default of payment of fine, to undergo additional RI for 1 month.
	Counsel for the appellant would submit that the appellant has been sentenced to RI for seven years, out of which, he has already undergone more than 2 years of his jail sentence. He submits that there are material omissions and contradictions in the evidence of the witnesses and there is every likelihood of appellant being acquitted, therefore, this second application for suspension of sentence and grant of bail has been filed. Learned counsel appearing for the State would oppose the prayer made by counsel for the appellant and would submit that earlier application for suspension of sentence and grant of bail has already been rejected by this Court on 14.10.2025 and therefore, appellant is not entitled to be released on bail. Considering the submissions made by counsel for the parties and the fact that first application for suspension of	

sentence and grant of bail has already been rejected by this Court on 14.10.2025 on merits; further considering the evidence available on record, I am not inclined to suspend the sentence of the appellant at this stage.

Accordingly, I.A. No.2/2026 is rejected.

Learned counsel for the appellant may make his efforts to get the appeal listed for final hearing.

CRA/1159/2025

Heard on I.A. No.1/2026, which is an application under Section 430 of BNSS for suspension of sentence and grant of bail.

Vide judgment of conviction and order of sentence dated 27.02.2025 passed by the Additional Sessions Judge (FTC) Sakti, District Janjgir Champa (C.G.) in Special Criminal Case No.09/2024, appellant has been convicted and sentenced as under:-

Conviction	Sentence
Under Section 363/34 of IPC	RI for 5 years and fine amount of Rs.3,000/-, in default of payment of fine, to undergo additional RI for 2 months.
Under Section 366/34 of IPC	RI for 7 years and fine amount of Rs.5,000/-, in default of payment of fine, to undergo additional RI for 3 months.
Under Section 506-I of IPC	RI for 1 year and fine amount

Avinash		of Rs.2,000/-, in default of payment of fine, to undergo additional RI for 1 month.
	Counsel for the appellant would submit that the appellant has been sentenced to RI for seven years, out of which, he has already undergone more than 2 years of his jail sentence. He submits that there are material omissions and contradictions in the evidence of the witnesses and there is every likelihood of appellant being acquitted, therefore, this second application for suspension of sentence and grant of bail has been filed. Learned counsel appearing for the State would oppose the prayer made by counsel for the appellant and would submit that earlier application for suspension of sentence and grant of bail has already been rejected by this Court on 14.10.2025 and therefore, appellant is not entitled to be released on bail. Considering the submissions made by counsel for the parties and the fact that first application for suspension of sentence and grant of bail has already been rejected by this Court on 14.10.2025 on merits; further considering the evidence available on record, I am not inclined to suspend the sentence of the appellant at this stage. Accordingly, I.A. No.1/2026 is rejected. Sd/- (Ravindra Kumar Agrawal) Judge	