

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

CRA No. 598 of 2022

- Vijay Verma S/o Narayan Verma Aged About 23 Years R/o Kanhardabri, Out Post-Tumdibod, Tahana-Lalbag, District - Rajnandgaon Chhattisgarh.

---- Appellant

Versus

- State Of Chhattisgarh Through Out Post Mohara, Thana-Dongargarh, District - Rajnandgaon Chhattisgarh.

---- Respondent

6-4-2022	Shri Samir Singh, counsel for the appellant. Shri Neeraj Pradhan, PL for the State. Heard on admission. The appeal is admitted for hearing. Call for the record of the trial Court. Also heard on I.A. No. 1/2022 for suspension of sentence and grant of bail to the appellant. By the impugned judgment of conviction and order of sentence dated 24-3-2022 passed by the Special Judge, Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, Rajnandgaon (CG) in Special Case No. 37/2020, the appellant has been convicted and sentenced as under :- <table><tr><th>Sr. No.</th><th>Section</th><th>Act</th><th>Jail sentence</th><th>Fine sentence Rs.</th><th>Default stipulation</th></tr><tr><td>1</td><td>354</td><td>IPC</td><td>1 year RI</td><td>500/-</td><td>5 days SI</td></tr></table> Learned counsel for the appellant submits that appellant has been sentenced for only 1 year's RI. He was on bail during trial, and after conviction also, bail has been granted to him for limited period. He has a good case on merit. Hence, he prays that the substantive jail sentence					Sr. No.	Section	Act	Jail sentence	Fine sentence Rs.	Default stipulation	1	354	IPC	1 year RI	500/-	5 days SI
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imposed on the appellant be suspended and he be released on bail.

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

I have heard learned counsel for the parties and perused the impugned judgment.

After perusing the impugned judgment and considering the facts and circumstances of the case, this Court is of the opinion that it is a fit case to suspend the sentence and release the appellant on bail.

Accordingly, IA No.01/2022 is allowed.

It is directed that execution of substantive jail sentence imposed on 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 a sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the trial Court. The appellant shall appear before the Registry of this Court on 4-7-2022 and thereafter he shall appear before the trial Court on a date to be given by the Registry on this behalf and shall continue to appear there on all such subsequent dates as are given to him by the said Court, till the disposal of the appeal.

List this case for final hearing in due course.

Sd/-

(N.K. Chandravanshi)

Judge