



**HIGH COURT OF CHHATTISGARH AT BILASPUR**

**CRA No. 950 of 2026**

- Gopiram Rajwade, S/o Bagar Ram Rajwade, aged about 60 Years, R/o Village Turna, P.S. Darima, Distt. Sarguja, Chhattisgarh.

**...Appellant**

**versus**

- State of Chhattisgarh, Through the Station House Officer, P.S. Darima, Distt. Sarguja, Chhattisgarh.

**... Respondent**

<p><b>29/04/2026</b></p>	<p>Mr. Jitendra Shukla, Advocate for the Appellant.</p> <p>Ms. Priya Sharma, Panel Lawyer for the State.</p> <p>Heard on admission.</p> <p>The appeal is admitted for hearing.</p> <p>Record of the trial Court has already been received.</p> <p>Also heard on I.A. Nos. 01/2026, application for suspension of sentence and grant of bail to the appellant.</p> <p>By the impugned judgment dated 17.03.2026 passed by the learned Additional Sessions Judge (F.T.C.), Ambikapur, District Sarguja, C.G., in Sessions Trial No. 132/2025, the appellant has been convicted and sentenced as under:-</p>				
	<table border="1"> <thead> <tr> <th data-bbox="499 1859 994 1917">Conviction</th> <th data-bbox="994 1859 1481 1917">Sentence</th> </tr> </thead> <tbody> <tr> <td data-bbox="499 1917 994 1977">Under Section 75(2) of BNS</td> <td data-bbox="994 1917 1481 1977">Rigorous Imprisonment for</td> </tr> </tbody> </table>	Conviction	Sentence	Under Section 75(2) of BNS	Rigorous Imprisonment for
Conviction	Sentence				
Under Section 75(2) of BNS	Rigorous Imprisonment for				

	three years and fine of Rs.500/-, in default of payment of fine amount to undergo additional rigorous imprisonment for one month
Under Section 78(2) of BNS	Rigorous Imprisonment for three years and fine of Rs.500/-, in default of payment of fine amount to undergo additional rigorous imprisonment for one month

(Both sentences were directed to run concurrently)

Learned counsel for the appellant submits that the learned trial Court has not properly appreciated the overall evidence available on record while holding the appellant guilty. He further submits that there are material contradictions and omissions in the statements of the prosecution witnesses. It is also submitted that the victim and the appellant were residing in the same locality and there was a land dispute between them. He also submits that during the trial, the appellant was on bail and after pronouncement of the impugned judgment dated 17.03.2026, he is in custody and that the final disposal of the appeal is likely to take considerable time. Therefore, it is prayed that the substantive jail sentence of the appellant be suspended till the final disposal of this appeal.

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

Considering the facts and circumstances of the case, the nature of the allegations levelled against the appellant, and further considering the period of detention of the appellant, as well as the fact that the final disposal of this appeal is likely to take considerable time, without commenting on the merits of the case, I am inclined to allow the application.

Accordingly, the application (I.A. No. 01/2026) is allowed. It is directed that the substantive jail sentence imposed upon the appellant shall remain suspended till the final disposal of this appeal, subject to his executing a personal bond in the sum of Rs.20,000/- with one surety of the like amount to the satisfaction of the concerned trial Court, for his appearance before the Registry of this Court on 9<sup>th</sup> July, 2026. He shall thereafter appear before the concerned trial Court on a date to be given by the Registry of this Court and thereafter, continue to appear before the concerned trial Court on all such subsequent dates as are given to him by the said Court till disposal of this appeal.

List this case for final hearing in due course.

Sd/-  
**(Radhakishan Agrawal)**  
Judge

Akhilesh

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