

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

CRA No. 907 of 2017

- Manoj Singh S/o Kapildev Singh, Aged About 32 Years R/o Janta Colony, Heerapur, Police Station Kabir Nagar, District Raipur, Chhattisgarh. --- **Appellant**

Versus

- State of Chhattisgarh through Police Station Kabir Nagar, District Raipur, Chhattisgarh. ---- **Respondent**

16.06.2017	Mr. C.R. Sahu, counsel for the appellant. Mr. Anant Bajpai, Panel Lawyer, for the State. Heard. Admit. Call for the records. Also heard on I.A.No.1 for suspension of sentence and grant of bail. The appellant stands convicted by the Judgment dated 06.06.2017 passed by the learned Special Judge, (Protection of Children from Sexual Offences Act), Raipur, in Special Sessions Case No. 163 of 2015 and sentenced as under : <table><tr><td>U/s 8 of the Protection of Children from Sexual Offences Act, 2012</td><td>:</td><td>R.I., for 3 years and fine of Rs.1000/-, in default of payment of fine, additional R.I., for 3 months</td></tr></table> Learned counsel for the appellant would submit that the appellant was on bail during trial and did not misuse the liberty granted to him. He further submits that the maximum jail sentence imposed against the appellant is R.I., for 3 years and the hearing of appeal on merits will take time, therefore, the further substantive jail sentence of the appellant may be suspended. Per contra, learned State Counsel opposes the prayer.	U/s 8 of the Protection of Children from Sexual Offences Act, 2012	:	R.I., for 3 years and fine of Rs.1000/-, in default of payment of fine, additional R.I., for 3 months	
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R a o	Considering the fact that the appellant was on bail during trial and did not misuse the liberty and the maximum term of sentence is 3 years and hearing of appeal will take some time, I am inclined to suspend the remaining sentence and release the appellant on bail. Accordingly, I.A.No. 1 is allowed and it is directed that the execution of further substantive jail sentence of the appellant shall remain suspended and he shall be released on bail on his executing a personal bond in sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the trial Court for his appearance before the Registry of this Court on 25.08.2017. He 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 him by the said Court till the disposal of this appeal. Accordingly, I.A.Nos. 2 & 3 stand disposed of. Cc as per rules. Sd/- GOUTAM BHADURI V. JUDGE	
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