

HIGH COURT OF CHHATTISGARH, BILASPUR



2026:CGHC:13444

CRA No. 1781 of 2017

- Harbin Tirky S/o Prakash Tirky Aged About 20 Years R/o Village Pakpani, Thana Pathalgaon District Jashpur Chhattisgarh.

---- Appellant

Versus

- State of Chhattisgarh Through Police Thana - Pathalgaon, District Jashpur Chhattisgarh.

---- Respondent

22/11/2017	Shri Akhand Pratap, Advocate for the appellant. Shri Niraj Sharma, PL for the State. Heard. Admit. Call for the record. Also heard on I.A. No.1, which is an application for suspension of sentence and grant of bail. The appellant stands convicted under Section 324 of the I.P.C. and sentenced to undergo R.I. for 2 years vide judgment dated 06.11.2017, passed by the Additional Judge of Additional Sessions Judge, Kunkuri, District Jashpur in S.T. No.09/2017. Learned counsel for the appellant would submit that the appellant was on bail during trial and he is still on bail and the sentence awarded is only for two years and the appeal will take some time for hearing on merits, therefore, the appellant may be released on bail. Per contra, learned State counsel opposes the prayer for suspension of sentence and grant of bail. Considering the short sentence and the fact that the appellant was on bail during trial and the appeal will take some time for hearing,



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I am inclined to suspend the sentence and release the appellant on bail.

Accordingly, I.A.No.1, application for suspension of sentence and grant of bail is allowed.

Execution of further substantive jail sentence imposed on appellant shall remain suspended and he is directed to be released on bail on his executing a personal bond for a sum Rs.25,000/- with one surety for the like sum to the satisfaction of the Trial Court for his appearance before the Registry of this Court on **24th January, 2018**. 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.

Sd/-

Goutam Bhaduri

Judge

Ashu