



## HIGH COURT OF CHHATTISGARH, BILASPUR

## Order Sheet

**CRA No. 831 of 2019**

- Suresh Kumar Kurre S/o Shri Bharat Das Kurre Aged About 45 Years R/o Baghuli, Police Station Dadhi, District Bemetara Chhattisgarh., District : Bemetara, Chhattisgarh

**---- Appellant****Versus**

- The State Of Chhattisgarh Through The Police Stasion Dadhi, District Bemetara Chhattisgarh.

**---- Respondent**

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| 27/05/2019 | <p>Shri Malay Kumar Bhaduri, Counsel for the Appellant.</p> <p>Shri KK Dewangan, Dy. GA for the Respondent/State.</p> <p>Heard on admission.</p> <p>Admit.</p> <p>Also heard on IA No. 1/2019, an application for suspension of sentence.</p> <p>By the judgment dated 10-05-2019 passed by the Special Judge(NDPS Act), District Bemetara (C.G.) in Special Case (NDPS) No. 05/2016, the appellant stands convicted under Section 20(i) of the NDPS Act and sentenced to undergo RI for 3 years and to pay fine of Rs. 1,000/- with default stipulation.</p> <p>Initially, the appellant was granted bail by the Trial Court itself for the limited period U/s 389(3) of the Cr.P.C.</p> <p>Learned Counsel for the Appellant submits that the Appellant is innocent and has been falsely implicated in the present case. He further submits that at present the Appellant is on bail for limited</p> |
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period granted by the Trial Court, he further prays that the remaining sentence imposed upon him may be suspended.

I have heard learned counsel appearing for the parties and perused the material available on record minutely.

Looking to the facts and circumstances of the case and considering the fact that disposal of the appeal is likely to take some time, without further commenting on merits of the case, I am inclined to suspend the remaining sentence of the Appellant.

Accordingly, IA No. 1/2019 is allowed.

It is directed that the substantive jail sentence imposed upon the Appellant shall remain suspended during the pendency of this appeal on his furnishing a personal bond in the sum of Rs. 25,000/- with one surety in the like sum to the satisfaction of the trial Court for his appearance before the said Court on 30.07.2019. He shall thereafter continue to appear before the said Court on all such other subsequent dates as are given to him by the said Court till disposal of the appeal.

Call for the record of the Court below.

List this case for final hearing in due course.

Sd/-

**(Rajani Dubey)**  
**Vacation Judge**