



HIGH COURT OF CHHATTISGARH, BILASPUR
CRA No. 998 of 2019

2026:CGHC:8593

- Prakash Sahu @ Sonu S/o Shri Chainuram Sahu, Aged About 20 Years R/o Village Sahupara Nagar, Tumgaon Dukaan Chouck, Ps- Tumgaon, P.S. Tumgaon, District- Mahasamund, Chhattisgarh.

---- Appellant

Versus

- State Of Chhattisgarh Through The S.H.O. P.S- Tumgaon, District- Mahasamund, Chhattisgarh.

---- Respondent

17/07/2019	Shri Devershi Thakur, Advocate on behalf of Shri J.K. Gupta, Counsel for the Appellant. Shri Amit Singh, P.L. for the Respondent/State. Heard on admission. Admit. Also heard on IA No. 01/2019 for suspension of sentence and grant of bail to the Appellant. By the impugned judgment dated 18/06/2019, passed by the Special Judge (NDPS Act), District Raipur (C.G.) in Special Criminal Case No. 331/2017, the Appellant stands convicted under Section 20 (ii) (B) of the NDPS Act and sentenced to undergo RI for 1 year with fine of Rs. 10,000/-, with default stipulation. Learned counsel for the Appellant submits that the Appellant is innocent and has been falsely implicated in the present case. He further submits that during trial the Appellant was in jail for about four months and since 18.06.2019, the Appellant is in custody, quantity of seized cannabis is only 2.100 Kg. He further submits that the fine amount has already been deposited by the Appellant, therefore, looking to the short jail sentence awarded to him, he may



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.

Considering the facts and circumstance of the case, the evidence available on record and further considering the detention period of the accused/Appellant, I am inclined to release the Appellant on bail.

Accordingly, the bail application is allowed.

It is directed that the substantive jail sentence imposed upon the Appellant shall remain suspended during the pendency of this Appeal and he shall be released on bail on his furnishing a personal bond for a 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 **22.10.2019**. 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 disposal of this appeal.

List this case for final hearing in due course alongwith CRA No. 999/2019.

Sd/-

(Arvind Singh Chandel)
Judge