



HIGH COURT OF CHHATTISGARH AT BILASPUR

CRA No. 1346 of 2026

1. Sonsay Dhimar S/o Ganesh Dhimar Aged About 38 Years,
2. Jagmohan Dhimar S/o Chamru Ram Dhimar Aged About 31 Years,
3. Doman Dhimar S/o Ganesh Ram Dhimar Aged About 35 Years,
4. Parmeshwar Dhimar S/o Agrahij Dhimar Aged About 53 Years

All are R/o Village Sanjari Chowk Sanjari District Balod C.G.

... Appellants

versus

- The State of Chhattisgarh Through The Station House Officer Police Station Dondilohara District Balod C.G.

... Respondent

Order Sheet

18/06/2026	Mr. Amit Kumar Sahu, counsel for the appellants. Mrs. Swati R. Gupta, PL for the State/Respondent. Heard on admission. Admit. Call for the record. Also heard on I.A. No.01/2026, application under Section 430 of the Bhartiya Nagrik Suraksha Sahita for
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suspension of sentence and grant of bail.

By the impugned judgment dated 26.05.2026 passed by the learned Second Additional Sessions Judge, Balod, District- Balod (C.G.) in Sessions Trial No.44/2024, the appellants have been convicted for the offence under Section 384 of Indian Penal Code (for short, 'IPC') and sentenced to undergo simple imprisonment for six months with fine of Rs.1,000/- each. In default of payment of fine, the appellants shall further undergo additional rigorous imprisonment for one month each.

Learned counsel for the appellants submits that the learned trial Court has not properly appreciated the evidence available on record while holding the appellants guilty. He submits that during the trial, appellants- Sonsay, Jagmohan, and Doman remained in custody from 11.06.2024 to 29.06.2024, and appellant- Parmeshwar remained in custody from 01.08.2024 to 08.08.2024. He submits that the sentence awarded to the appellants is only six months. He also submits that during the trial, the appellants were on bail and did not misuse the liberty granted to them. He further submits that the final disposal of this appeal is likely to take considerable time. Therefore, it is prayed that the

substantive jail sentence of the appellants be suspended till the final disposal of the appeal.

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

Considering the facts and circumstances of the case, the short sentence imposed upon the appellants, and further considering the fact that during trial, the appellants were on bail and did not misuse the liberty granted to them and that disposal of this appeal is likely to take some time, I am of the opinion that present is a fit case to suspend the jail sentence imposed upon the appellants and to release them on bail.

Accordingly, the application (I.A. No. 01/2026) is allowed. It is directed that the substantive jail sentence imposed upon the appellants shall remain suspended till final disposal of this case on their executing a personal bond for a sum of Rs.15,000/- each with one surety for the like sum to the satisfaction of the concerned trial Court for their appearance before the Registry of this Court on 11.09.2026. They 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 them by

<i>Priyanka</i>	the said Court till disposal of this appeal. List this case for final hearing in due course. Sd/- (Radhakishan Agrawal) Judge
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