



2026:CGHC:10126

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

CRA No. 624 of 2017

Dwarika Prasad Gautam, S/o. Ram Kripal Gautam, Aged About 48 Years,
R/o. Near Main Road Bhutaha Talab Amarpur, Police Station Pendra, District
Bilaspur, Chhattisgarh.

---- Appellant**Versus**

State Of Chhattisgarh, Through Police Station Pendra, District Bilaspur,
Chhattisgarh.

----Respondent

25.04.2017	Mr. S.R.J. Jaiswal, Advocate for the Appellant. Mr. Suryakant Mishra, Panel Lawyer for the State. Heard Admit Call for the record. Also heard on I.A.No.1/2017, application for suspension of sentence and grant of bail. Appellant has been convicted by the judgment dated 13.04.2017 passed by the learned Special Judge, NDPS Act, District Bilaspur (C.G.) in Special Criminal Case No.97/2014 for the offence under Section 20(B)(ii)(B) of NDPS Act, 1985 and sentenced him to undergo R.I. for 1 year with fine of Rs.5000/-, in default of payment of fine, additional R.I. for 1 month. Learned counsel for the appellant would submit that the trial Court has already suspended the sentence during trial and the appellant is on bail, the sentence awarded is for one year and the appeal will take some time for hearing on merits, therefore, the appellant may be released on bail.	



Ashok	Learned State counsel opposes the prayer for suspension of sentence and grant of bail. Considering the short sentence awarded and the fact that the appellant is on bail and the appeal will take some time for hearing, I am inclined to suspend the sentence and release the appellant on bail. Accordingly, I.A.No.1/2017, 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 12th July, 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. Certified copy, as per rules. Sd/- (Goutam Bhaduri) Judge	
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