

HIGH COURT OF CHHATTISGARH, BILASPUR

ORDER SHEET

Criminal Appeal No. 837 of 2017

1. Sukhwant Singh S/o Late Shri Kartar Singh Aged About 59 Years Occupation- The Then Branch Manager, Branch- M/s United India Insurance Company Limited, G. E. Road, Power House, Bhilai, Chhattisgarh, R/o House No.28/ 7, Nehru Nagar (East), Bhilai, Chhattisgarh.
2. Salil Kumar Masih S/o Shri B P Masih Aged About 59 Years Occupation- Development Officer, Branch Office- M/s United India Insurance Company Limited, G E Road, Power House, Bhilai, Chhattisgarh, R/o House No.12B, Street No.4, Panchsheel Society, Sector-B, Borsi, District Durg (CG).

---- **Appellants**

Versus

Union Of India Through- Central Bureau of Investigation, A C B Branch, Bhilai, District Durg, Chhattisgarh.

----**Respondent.**

29/05/2017	Shri Rahul Tamaskar, Advocate for the appellants. Shri Pawan Kesharwani, Advocate for the respondent. Heard. Admit. Call for the records. Heard on I.A. No.1 of 2017, which is an application for suspension of sentence and grant of bail to the appellants. The appellants stand convicted and sentenced to undergo R.I. For 2 years with fine of Rs.1,00,000/- u/s 120-B IPC, RI for 3 years with fine of Rs.1,00,000/- u/s 420/120-B IPC and RI for 3 years with fine of Rs. 3,00,000/- u/s 13(1)(d) read with Section 13(2) of the Prevention of Corruption Act, 1988, with default stipulations, as ordered on 09.05.2017 by the Special Judge of Special Court for trial of CBI Cases, Raipur, in Special Criminal Case No.CBI/49/2010. Having heard the Counsel for the parties and taking	

into consideration grounds mentioned in the application, submission made by the counsel for the appellants and the fact that the appellants were on bail during trial and have not misused the liberty granted to them and also considering the fact that appeal is of the year, 2017 and there is no likelihood of early final hearing of the appeal, this Court is of the opinion that it is a fit case, in which substantive jail sentence imposed on the appellants can be suspended and they can be enlarged on bail. Accordingly, I.A. No. 1 is allowed.

It is directed that substantive jail sentence imposed on the accused/appellants shall remain suspended during pendency of this criminal appeal and they shall be released on bail on their furnishing a personal bond in the sum of Rs.1,00,000/- each with one surety for the like sum to the satisfaction of the trial Court for their appearance before the Registry of this Court on 03.07.2017 and thereafter before the concerned trial Court on a date to be fixed by the Registry and thereafter on all such subsequent dates as would be given by that Court till final disposal of this appeal.

List it for final hearing in due course.

Certified copy as per rules.

Accordingly, IA Nos.2&3 stand disposed of.

Sd/-

(Anil Kumar Shukla)

V. JUDGE