



Order Sheet

CRA No. 1028 of 2017

R. Kartik S/o Rammoorti Tamil Aged About 29 Years R/o Village Madurai,
District Shivaggai, Tamilnadu, Present Address Mayur Bihar Phase-1, Delhi.

---- Appellant

Versus

State of Chhattisgarh through Police Station G R P, Raipur, District Raipur,
Chhattisgarh.

--- Respondent

11.04.2019	Mr. Vikash Pradhan, counsel for the appellant. Mr. Sudeep Verma, Dy. G.A., for the State. Heard on I.A.No. 1/2019. for suspension of sentence and grant of bail to the appellant. The appellant stands convicted by the Judgment dated 30.06.2017 passed by the Special Judge, NDPS Act, Raipur (C.G) in Special Criminal Case no.52/2017 for the offence punishable u/s 20(ii)(B) of the Narcotic Drugs and Psychotropic Substances Act, 1985 and sentenced to undergo R.I., for 4 years and fine of Rs.20,000/-, in default of payment of fine, to further undergo additional R.I., for 3 months. Learned counsel for the appellant would submit that the appellant is in jail since 15.01.2017 and by now more than 50% of the jail sentence has already been completed by him and the hearing of appeal on merits will take time, therefore, the substantive jail sentence of the appellant may be suspended and he may be released on bail. Per contra, learned State Counsel opposes the prayer. However, he do not dispute the fact that the appellant is in jail since 15.01.2017. Considering the fact that the maximum term of sentence awarded to the appellant is R.I., for 4 years and he is in jail since 15.01.2017 and by now more than 50% of the jail sentence has already been undergone by him and further considering the fact that the appeal is of the year 2017 and final hearing will likely to take time, I am inclined to suspend	



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the remaining sentence and release the appellant o
subject to payment of fine, if not deposited, and furnishing
bail bonds.

Accordingly, I.A.No.1/2019 is allowed and it is directed
that the execution of further substantive jail sentence of the
appellant shall remain suspended and he shall be released on
bail on depositing the fine amount and executing a personal
bond in 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 **15th July, 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 the disposal of the appeal.

Cc as per rules.

Sd/-
GOUTAM BHADURI
JUDGE

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