

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

Criminal Appeal No.1333 of 2019

- Shiv Kumar Gupta S/o Late Surendra Kumar Gupta Aged About 30 Years R/o Ward No. 05 Kadam Chowk Champa, Police Station Champa, District Janjgir - Champa Chhattisgarh.

---- Appellant

Versus

- The State Of Chhattisgarh Through Station House Officer, Police Station Champa, District Janjgir - Champa Chhattisgarh.

---- Respondent

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04.12.2019	Shri Sumit Singh, counsel for the appellant. Shri Ishwar Jaiswal, Panel Lawyer for the State/respondent. Heard on IA No.01/2019 for suspension of sentence and grant of bail to the appellant. By the impugned judgment dated 16.8.2019 passed by Sessions Judge, Distt. Janjgir-Champa (CG) in Session Trial No.12/2019, the accused appellant stands convicted under Section 307 of the Indian Penal Code and and sentenced to undergo rigorous imprisonment for seven years and to pay fine of Rs.5,000/- with default stipulation. Learned counsel for the appellant submits that the appellant is in jail since 02.01.2019 thereby he has served the jail term of eleven months and the appeal will take considerable time for its adjudication, therefore, the appellant may be enlarged on bail. On the other hand, learned counsel for the State opposes the bail application. I have heard learned counsel for the parties and perused the impugned judgment. Looking to the detention period of the appellant, without further commenting anything on its merits, the bail application is allowed. It is directed that execution of substantive jail sentences imposed on

the appellant shall remain suspended during the pendency of this appeal and he shall be released on bail on his furnishing a personal bond in a sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the trial Court. The appellant shall appear before the Registry of this Court on **26.2.2020** and thereafter he shall appear before the trial Court on a date to be given by the Registry on this behalf 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.

List this case for final hearing in due course.

Sd/-
(Ram Prasanna Sharma)
Judge