

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

Criminal Revision No. 823 of 2016

- Mast Ram Banjare S/O Babulal Banjare Aged About 21 Years R/o Purani Basti, Baloda Bazar, District Baloda Bazar, Now District Baloda Bazar Bhatapara, Chhattisgarh.

Versus

- State Of Chhattisgarh Through The District Magistrate, District Baloda Bazar Bhatapara, Chhattisgarh, Comprising The Police Station House Officer, Police Station Bhatapara (Gramin), District Now District Baloda Bazar Bhatapara, Chhattisgarh.

02.09.2016	<p>Mr. J.K. Verma, Counsel for the Applicant.</p> <p>Mr. U.K.S Chandel, Panel Lawyer for the State.</p> <p>Heard.</p> <p>Admit.</p> <p>Call for Record.</p> <p>Also, heard on I.A. No. 1 of 2016, an application for suspension of sentence and grant of bail to the Applicant.</p> <p>The applicant has been convicted for the offence punishable under Sections 279, 338 and 304(A) of IPC to under RI for 6 months, 6 months and 1 year with fine of Rs. 500/-, Rs.1000/- and Rs. 2000/- respectively with default stipulations vide order dated 26.08.2016 passed by the Additional Sessions Judge, Bhatapara (C.G.) in Criminal Appeal No. H 16 /2014.</p> <p>Learned Counsel for the Applicant submits that the applicant is in jail since 26.08.2016 and he was under</p>	

bail during trial as well as appeal and also the present Revision being of the year 2016 there is likelihood of no early final disposal of the case, therefore, he may be enlarged on bail.

Taking into consideration the total facts and circumstances of the case particularly the short sentence of one year imposed upon the applicant and he is jail since 26.08.2016 and he was on bail during trial as well as appeal and considering the present Revision being of year 2016 there is likelihood of no early disposal of the case, this Court is of the opinion that the present is a fit case to suspend the jail sentence and grant him bail.

Accordingly, the I.A. No. 1 is allowed.

It is directed that the jail sentence imposed upon the Applicant shall remain suspended during the pendency of this Revision and he shall be released on bail on his furnishing a personal bond in the sum of Rs. 25000/- with one surety in like sum to the satisfaction of the concerned trial Court for his appearance before the Registry of this Court on 07.11.2016 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 Revision.

List this case for final hearing in due course.

Sd/-

**P. Sam Koshy
Judge**