



2026:CGHC:13443

HIGH COURT OF CHHATTISGARH, BILASPUR

CRA No. 1163 of 2016

- Omprakash Dhritlahre S/o Bahorik Dhritlahre, Aged About 22 Years, R/o Dattan Chowki, Lawan, Thana Kasdol, District Baloda Bazar, Bhatapara Chhattisgarh

---- Appellant

Versus

- State of Chhattisgarh, Through Aarakshi Kendra, Raja Devri, Chowki, Baya District Balodabazar, Bhatapara Chhattisgarh

---- Respondent

20/09/2016	Shri Arvind Shrivastava, counsel for the appellant. Shri UKS Chandel, Panel Lawyer for the State. Heard. Admit. Call for the record. Also heard on I.A. No.1, which is an application for suspension of sentence and grant of bail to the appellant. The appellant stands convicted under Section 20(b)(ii) of Narcotic Drugs and Psychotropic Substances Act to undergo RI for 3 years and fine of Rs.10,000/- with default stipulation, as ordered on 03/09/2016 passed by the Special Judge (NDPS) and First Additional Session Judge, Balodabazar, District Balodabazar (C.G.) in Special Criminal (NDPS) Case No. 10/2015.	



Counsel for the appellant submits that maximum sentence imposed upon the appellant is of 3 years, fine amount has already been paid and also for the fact that the appellant is already remained in jail more than 10 months, hence the appellant may be released on bail.

On the other hand, learned State counsel for the State opposes the bail application.

Considering the short sentence imposed upon the appellant and out of which the appellant has remained in jail more than 10 months and also taking note that the appeal is of the year 2016, this Court is of the opinion that it is a fit case where the appellant can be released on bail.

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

It is directed that the substantive jail sentence imposed upon the appellant shall remain suspended during pendency of the present criminal appeal and he shall be released on bail on his furnishing a personal bond in the sum of Rs.25,000/- with one surety in the like sum to the satisfaction of the concerned trial Court for his appearance before the Registry of this Court on 21/11/2016 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 appeal.

List it for final hearing in due course.

Sd/-
(P. Sam Koshy)
Judge