

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

CRR No. 1024 of 2016

Virendra Paras S/o Khemlal Paras, aged about 40 years, R/o Village – Sambalpur, Thana – Arjuni, Distt. - Dhamtari, C.G.

Versus

State Of Chhattisgarh Through:- District Magistrate, Thana – Arjuni, Distt – Dhamtari, C.G.

07.11.2016	Mr. Samir Singh, Counsel for the Applicant. Mr. Lav Sharma, Panel Lawyer for the State. Heard. Admit. Call for record. Also heard on I.A. No. 1 of 2016, application for suspension of sentence and grant of bail. The Applicant has been convicted for the offence punishable under Section 34(1)(A) of C.G. Excise Act to under go S.I. for 6 months and to fine of Rs. 10,000/- with default stipulation vide order dated 24.10.2016 passed by the Additional Sessions Judge, District Dhamtari in Criminal Appeal No. 53/2016. Learned Counsel for the Applicant submits that the maximum sentence that has been imposed upon the Applicant is that of six months and the present Revision being of the year 2016 there is no likelihood of an early disposal of the case,	

therefore, he may be enlarged on bail.

Learned State Counsel however opposes the bail application.

Taking into consideration the total facts and circumstances of the case particularly the maximum sentence imposed upon the Applicant is that of six months and also considering the present Revision being of the year 2016 there is no likelihood of an 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 subject to the Applicant depositing the fine amount, the jail sentence imposed upon him 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. The Applicant is directed to appear before the trial Court on each and every date given to him by the said Court till disposal of the Revision.

List this case for final hearing in due course.

Sd/-

P. Sam Koshy
Judge