



## Order Sheet

**CRA No. 1812 of 2017**

Nirmal Sahu S/o Fulchand Sahu, Aged About 26 Years R/o Kutir Para, Paragaon,  
Police Station Gobra Navarapara, District Raipur, Chhattisgarh.

---- **Appellant**

**Versus**

State of Chhattisgarh Through Police Station Gobra Navarapara, District  
Raipur, Chhattisgarh.

---- **Respondent**

|                   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
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| <b>13.04.2018</b> | <p>Ms. Sarina Khan, Counsel for the appellant.</p> <p>Mr. Suryakant Mishra, Panel Lawyer, for the State.</p> <p>Heard on I.A.No.2/2018 for suspension of sentence and grant of bail.</p> <p>The appellant stands convicted by the Judgment dated 05.05.2017 passed by the Court of learned Special Judge (NDPS Act), Raipur, District- Raipur (C.G.) in Special Criminal Case No. 178/2016 for the offence punishable u/s 20(ii)(B) of the Narcotic Drug and Psychotropic Substances Act, 1995 and sentenced to undergo R.I. for 3 years and to pay a fine of Rs. 20,000/- with further default stipulations.</p> <p>Learned counsel for the appellant submits that the maximum jail sentence awarded to the appellant is R.I. for 3 years and the appellant is in jail since 04.07.2016 thereby he has already suffered the jail sentence of 21 months. He further submits that the appeal is of the year 2017 and final hearing of the same will likely to take time therefore, the appellant may be released on bail.</p> <p>Learned State counsel opposes the bail application, however, he do not dispute the fact that the appellant is in jail since 04.07.2016</p> <p>Considering the fact that the appellant is in jail since 04.07.2016 and hearing of the appeal will take considerable time, I am inclined to suspend the jail sentence of the appellant and release him on bail subject to depositing fine of</p> |



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Rs. 5000/-.

Accordingly, I.A.No. 2/2018 is allowed and it is directed that the execution of remaining jail sentence of the appellant shall remain suspended and he shall be released on bail on appellant's depositing fine of Rs. 5000/- and further 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 **25.07.2018**. 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 this appeal.

Cc as per rules.

**Sd/-**  
**GOUTAM BHADURI**  
**JUDGE**

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