



Order Sheet

Criminal Appeal No.1837 of 2017

Tapan Haldar, aged about 26 years, son of Shri Mahendra Haldar, R/o Gali No.3, Chalera, Sector 44, Noida Gautam Budha Nagar, Sector 39, District Gautam Budha Nagar, U.P. **Appellant**

Versus

State of Chhattisgarh through P.S. G.R.P. Bhilai, District Durg (C.G). **Respondent**

04.02.2020	Mrs. Renu Kochar and Mr. Gyan Prakash Dandekar, counsel for the appellant. Mr. Avinash Singh, Panel Lawyer, for the State. Heard on I.A.No.1 of 2019 for suspension of sentence and grant of bail. The appellant stands convicted by the Judgment dated 27.05.2017 passed by the learned Special Judge (NDPS), Durg, Chhattisgarh in NDPS Case No.14/2016 for the offence punishable u/s 20(B)(ii)(b) of the NDPS Act and sentenced to undergo R.I., for 6 years and to pay a fine of Rs. 25,000/- with further default stipulation. Learned counsel for the appellant would submit that the appellant is in jail since 24.07.2016 and by now he has already completed more than 50% of the jail sentence. He further submits that the appeal is of the year 2017 and hearing of appeal on merits will take some time, therefore, the appellant may be released on bail. Per contra, learned State Counsel opposes the prayer. Considering the fact that the appellant is in jail since 24.07.2016 and by now more than half of the jail sentence has been undergone by him and final hearing of appeal will take some time, I am inclined to suspend the remaining jail sentence and release the appellant on bail subject to depositing fine of Rs.5,500/- and furnishing bail bonds.	



2026:CGHC:12913

Accordingly, I.A.No. 1/2019 is allowed and it is directed that the execution of further substantive jail sentence of the appellant shall remain suspended and he shall be released on bail on his depositing a fine of Rs.5500/- and 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 **16th June 2020**. 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

Rao