



HIGH COURT OF CHHATTISGARH, BILASPUR
Order Sheet

CRA No. 1578 of 2021

1. Chandramani Sidar, S/o Malik Ram Sidar, Aged About 26 Years, R/o Village Chandrashekharapur (EDU), Police Station Chhal, District- Raigarh, Chhattisgarh.
2. Smt. Ramla Devi, W/o Heeradhar Dubey, Aged About 55 Years, R/o Village Chandrashekharapur (EDU), Police Station Chhal, District- Raigarh, Chhattisgarh. **---- Appellants**

Versus

- State of Chhattisgarh, Through- Police Station Kapu, District- Raigarh, Chhattisgarh. **---- Respondent**

14.02.2022	Shri Hariom Rai, counsel for the appellants. Smt. Binu Sharma, P.L. for the State/respondent. Heard on I.A. No.01/2021, application for suspension of sentence and grant of bail. At the outset, learned counsel appearing for the appellant No.1 Chandramani Sidar seeks to withdraw this application with liberty to file afresh as and when occasion arise. Accordingly, the bail application insofar as it relates to applicant No.1 Chandramani Sidar is dismissed as withdrawn with aforesaid liberty. The appellant No.2 Smt. Ramla Devi has been convicted and sentenced by the judgment of conviction and order of sentence



dated 29.11.2021 passed in Special Criminal Case under N.D.P.S. Act No. 47/2020 by the Special Judge (under N.D.P.S. Act) Raigarh, District- Raigarh (C.G.) as under:-

<u>Conviction</u>	<u>Sentence</u>
Under Section 20(b)(ii)(a) of NDPS Act	R.I. for 6 months with fine of Rs. 5,000/- and default in payment of fine amount additional R.I. for 2 months.

Learned counsel for the appellant submits that there is no reliable evidence against the present appellant No.2 to involve her in this case, essential ingredient of the offence for convicting the appellant No.2 is missing and disposal of this appeal is likely to take some time, therefore, the appellant No.2 be released on bail.

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

Considering the facts & circumstances of the case, the short sentence has been imposed upon the appellant No.2 i.e. 6 months, age of the appellant No.2, final disposal of this appeal is likely to take some time, without commenting anything on merits of the case, the application (I.A. No.01/2021) insofar as it relates to appellant No.2 Smt. Ramla Devi is allowed.

It is directed that the execution of substantive jail sentence imposed upon the appellant No.2 shall remain suspended during the pendency of this appeal and she shall be released on bail on her furnishing a personal bond in the sum of **Rs.1,00,000/-** with two sureties of **Rs.50,000/-** each to the satisfaction of the trial Court.



She shall appear before the Registry of this Court on **20.06.2022** and thereafter appear before the trial Court on a date to be given by the Registry and thereafter continue to appear before the trial Court on all such dates as are given to her by the said Court till disposal of this appeal.

List the case for final hearing in due course.

Sd/-

(Gautam Chourdiya)

Judge