



NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

CRA No. 1735 of 2025

Narendra Agariya S/o Shri Panchu Ram Aged About 28 Years R/o
Village - Durdih Kadampara Thana- Dhaurpur Distt- Surguja
(C.G.)

... **Applicant.**

versus

State Of Chhattisgarh Through The District- Magistrate Ambikapur
Distt- Surguja (C.G.).

---- **Respondents**

10/12/2025	Mr. Sumit Shrivastava, Advocate for the appellant. Mr. Priya Sharma, PL for the State. Heard on IA No.2, application for condonation of delay in filling the appeal. On due consideration, IA No.2 is allowed and delay in filing the appeal is hereby condoned.

Also heard on I.A. No.1, application for suspension of sentence and grant of bail to the appellant.

By the impugned judgment of conviction and order of sentence dated 04/02/2025, the appellant stands convicted as under:-

Conviction	Sentence
U/s 325 of IPC.	RI for 03 years & fine of Rs.1,000/-, in default of payment of fine, 01 month additional RI.

Learned counsel for the appellant submits that appellant has been falsely implicated in this case, he has not committed any offence as alleged against him. Maximum jail sentence awarded to appellant is of 03 years and he has already served about 01 years and 07 months. During trial, appellant was on bail and he has not misused the liberty granted to him earlier. Main accused (Sanjay Nagesh) has already been granted bail by this Court vide order dated 28.03.2025 passed in CRA No.572/2025. Appeal may take some time for final hearing, hence, sentence awarded to appellant may be suspended and he be enlarged on bail.

Learned State Counsel opposing the submission of counsel for the appellant.

Heard counsel for the parties.

Considering facts of the case, nature of offence, submissions of counsel for the parties, maximum jail sentence awarded to appellant is of 03 years and he has already served about 01 years and 07 months, during trial, appellant was on bail and he has not misused the liberty granted to him earlier, main accused (Sanjay Nagesh) has already been granted bail by this Court vide order dated 28.03.2025, appeal may take some time for final hearing, I am of the view that present is a fit case to suspend sentence and release the appellant on bail.

Accordingly, I.A. No.1, application for suspension of sentence and grant of bail to appellant is allowed. It is directed that execution of substantive jail sentences imposed on appellant shall remain suspended and he be released on bail on his executing a personal bond for a sum **Rs.10,000/-** with one surety for the like sum to the satisfaction of the Trial Court for his appearance before the Registry of this Court on **13.01.2026**. 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 other subsequent dates as are given to him by the said Court, till disposal of this appeal.

List this case for final hearing at motion stage in the month of January 2026 alongwith CRA No.572/2025.

Certified copy, as per rules.

Sd/-
(Arvind Kumar Verma)
Judge

J/-