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HIGH COURT OF CHHATTISGARH AT BILASPUR

CRA No. 1922 of 2025

1 - Amit Kumar Shrivastava @ Ullu S/o Late Shri Indrajeet Shrivastava Aged About 29 Years R/o Pokhri Dafai Koriya Colliery, Police Station Chirmiri, District M.C.B., C.G.

... Appellant(s)

versus

1 - State Of Chhattisgarh Through Police Station Chirmiri, District M.C.B., C.G.

... Respondent(s)

Order on Board

08/10/2025	Ms. Anubhuti Marhas, learned counsel for the appellant. Ms. Priya Sharma, Panel Lawyer for the Respondent/ State. Admit. Call for the record of the trial Court. Pursuant to the order dated 19.09.2025, the victim and her father appeared through virtual mode from DLSA- Chirmiri and
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submitted that they have no objection in granting bail to the appellant. Their objection is taken on record.

Also heard on I.A. No. 01/2025 which is application for suspension of sentence and grant of bail.

By the impugned judgment of conviction and sentence dated 30.07.2025 passed in Sessions Criminal (SC/ST Act) Case No. 10/2024 by the court of learned Special Judge, Scheduled Caste & Scheduled Tribe (Prevention of Atrocities) Act, Baikunthpur, Dist- Koriya (C.G.), the appellant has been convicted and sentenced as under:-

S. No.	Conviction	Sentence
1.	U/s 354 of IPC	R.I. for 1 year with fine of Rs. 500/- in default of payment of fine amount, further R.I. for 01 month.
2	U/s 354 B of IPC	R.I. for 3 years with fine of Rs. 500/- in default of payment of fine amount, further R.I. for 01 month. Both the sentences shall run concurrently.

Learned counsel for the appellant would submit that the maximum sentence awarded to the appellant is of three years and during trial he was on bail and has not misused the liberty. After conviction and sentence, the trial Court has suspended the sentence and granted bail to him for a limited period. The appeal is of the year 2025, final adjudication of the case will take its own time, therefore, he may be enlarged on bail.

On the other hand, the learned counsel for the State

sagrika	opposes the submissions made by learned counsel for the appellant. I have heard learned counsel for the parties. Considering the submission made by learned counsel for the parties, considering the nature of allegation and maximum sentence awarded to the appellant, further considering that the appeal is of the year 2025 and final adjudication of the case will take its own time, I am inclined to release the appellant on bail. The I.A. No. 01 of 2025 is allowed. Accordingly, the substantive jail sentence awarded to appellant by the learned trial Court is hereby suspended. It is directed that the appellant shall be released on bail on his furnishing a personal bond for a sum Rs. 25,000/- with one sureties in like sum to the satisfaction of the Trial Court for his appearance before Registry of this Court on 26.11.2025. 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 disposal of this appeal. List this case for final hearing in its due course. Sd/- (Ravindra Kumar Agrawal) Judge
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