

HIGH COURT OF CHHATTISGARH, BILASPUR
Order Sheet

CRA No. 1918 of 2019

1. Sonuram S/o Bahurdas Sabarsathi Aged About 48 Years R/o Village Chilhati, P. S. Chichagarh, District Gondia Maharashtra.
 2. Lakhanlal S/o Milan Gangboir Aged About 58 Years R/o Village Chilhati, P. S. Chichagarh, District Gondia Maharashtra.
- Appellants**

Versus

State of Chhattisgarh Through The Police Station Chhuria, District
Rajnandgaon, Chhattisgarh.

---- Respondent

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11/12/2019	Mr. S.S. Baghel, counsel for the appellant. Mrs. Shubha Shrivastava, P.L. for the State. Heard. Admit. Call for the record of the Court below within eight weeks. Also heard on I.A. No.01, application for suspension of sentence and grant of bail. Appellants have been convicted and sentenced by the judgment of conviction and order of sentence dated 26/11/2019, passed in Special N.D.P.S. Case No. 01/2018 by the Learned Special Judge (N.D.P.S.), Rajnandgaon (C.G.) in the following manner :- <table><tr><th><u>Conviction</u></th><th></th><th><u>Sentence</u></th></tr><tr><td>U/s. 20 (B) (ii) (B) of the NDPS Act, 1985</td><td></td><td>R.I. for 5 years and fine of Rs. 20,000/- each in default of payment of further R.I. for 6 months</td></tr></table>	<u>Conviction</u>		<u>Sentence</u>	U/s. 20 (B) (ii) (B) of the NDPS Act, 1985		R.I. for 5 years and fine of Rs. 20,000/- each in default of payment of further R.I. for 6 months
<u>Conviction</u>		<u>Sentence</u>					
U/s. 20 (B) (ii) (B) of the NDPS Act, 1985		R.I. for 5 years and fine of Rs. 20,000/- each in default of payment of further R.I. for 6 months					
	Learned counsel appearing for the appellant would submit that the appellants were on bail during the course of trial. He further submits						

that consideration of this appeal will take sufficient time, therefore, it is prayed that the sentence of imprisonment against the appellant be suspended and he may be enlarged on bail.

On the other hand, learned State counsel opposes the prayer for suspension of sentence and grant of bail.

I have heard the learned counsel for the parties and perused the impugned judgment.

After perusing the impugned judgment and considering the facts and circumstances of the case, this Court is of the opinion that it is a fit case to suspend the sentence and release the appellant on bail.

Accordingly, I.A. No.01, application for suspension of sentence and grant of bail is allowed.

It is directed that execution of substantive jail sentences imposed on the appellants shall remain suspended during the pendency of this appeal and they be released on bail on each of them furnishing a personal bond in a sum of Rs.25,000/- with one surety each in the like sum to the satisfaction of the trial Court for his appearance before the Registry of this Court on **30th March, 2020**. They 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.

List this case for final hearing in due course.

Sd/-

(Ram Prasanna Sharma)

Judge