



HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

CRA No. 2532 of 2025

Kundan Dixit S/o Jagat Narayan Dixit Aged About 44 Years R/o Baramdehi Para, P/S Khamtarai, Raipur, Chhattisgarh

... Appellant

versus

State Of Chhattisgarh Through S H O P / S Khamtarai, Raipur, Chhattisgarh

---- Respondent

28.07.2026	Mr. Lukesh Kumar Mishra (through VC) with Mr. Akash Mishra, counsel for the appellant. Ms. Priya Sharma, PL for the State-respondent. Heard on admission as well as I.A. No. 01/2025, application for suspension of sentence and grant of bail. Admit. By the impugned judgment and conviction dated 10.10.2025 passed by the Special Judge (NDPS Act), Raipur, District Raipur (C.G.) in Special Criminal Case No.160/2021, the appellant stands convicted

VASANT
KUMAR

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and sentenced as mentioned below :

Conviction	Sentence
Under Section 20(b)(ii)(B) of the NDPS Act, 1985	03 years' rigorous imprisonment and fine of Rs.25,000/-, in default of payment of fine, RI for 03 months

Learned counsel appearing for the appellant would submit that the learned trial Court has not properly appreciated the evidence available on record. He would further submit that the appellant was in jail from 23.09.2021 to 27.07.2022 and thereafter released on bail and after passing of judgment by the trial Court, he is in jail since 10.10.2025 and appeal is likely to take some more time to be finalized. Hence, it is prayed that I.A. No.01/2025 may be allowed.

On the other hand, learned counsel for the State opposes the submission made by learned counsel for the appellant and would submit that the appellant was illegally involved in transporting the contraband Ganja. Hence, he may not be released on bail.

I have heard learned counsel for the parties.

Considering the facts and circumstances of the case, further considering the custody period of the appellant and other materials available on record and appeal is likely to take some time to be finalized

and without further commenting on merits of the case, I am of the opinion that it will be proper to release the appellant on bail during the pendency of this appeal.

Substantive jail sentence imposed upon the appellant shall remain suspended during the pendency of this appeal and he shall be released on bail on executing a personal bond for a sum of Rs.20,000/- with one surety for the like sum to the satisfaction of the concerned trial Court for his appearance before the Registry of this Court on **05.11.2026**. 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 subsequent dates as are given to him by the said Court, till the disposal of this appeal.

List this case for final hearing in its due course.

Sd/-

(Radhakishan Agrawal)
Judge

Vasant