



HIGH COURT OF CHHATTISGARH AT BILASPUR

CRA No. 83 of 2026

1 - Jashpal Singh S/o Shri Santokh Singh, Aged About 40 Years,
R/o Mines Colony, Bishrampur P.S. Bishrampur, District :
Surajpur, Chhattisgarh.

... Appellant

versus

1 - State Of Chhattisgarh Through- Police Station - A Z A K
Surajpur, District : Surajpur, Chhattisgarh.

... Respondent

Order Sheet

26/02/2026	Mr. Pushpendra Kumar Patel, Advocate for the Appellant. Ms. Priya Sharma, P.L. for the State. Heard on admission. Admit. Also heard on I.A. No. 01/2026, which is an application under Section 430(1) of the BNSS, 2023 for suspension of sentence and grant of bail. By the impugned order dated 25.11.2025 passed by the District and Additional Sessions Judge, Fast Track (Special Court), Surajpur Dist. Surjapur (C.G.) in Special Sessions Case No. 34/2024, the appellant has been convicted and sentenced as mentioned below :
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Conviction	Sentence
Offence under Section 79 of BNS.	R.I. for 01 years and fine of Rs.200/-, in default of payment of fine amount, additional R.I. for 15 days.
Offence under Section 351(2) of BNS.	R.I. for 01 years and fine of Rs.200/-, in default of payment of fine amount, additional R.I. for 15 days
Offence under Section 10 of POCSO Act	R.I. for 05 years and fine of Rs.1000/-, in default of payment of fine amount, additional R.I. for 01 months.
(All the sentences were directed to run concurrently) Learned counsel for the appellant submits that the appellant is innocent and has been falsely implicated in the case. He further submits that the fine amount imposed upon the appellant has been deposited and the maximum sentence i.e., R.I. for 05 years has been awarded to the appellant out of which he has already served the jail sentence of about 01 year 06 months and 15 days. The appellant is in jail since 11.08.2024 and the appeal is likely to take considerable time for final disposal, therefore, it is prayed that I.A. No. 01/2026 may be allowed and the jail sentence of the appellant may be suspended till the final disposal of the case and	

he may be released on bail.

On the other hand, learned State counsel opposes the bail application and submits that at the time of incident, the victim was minor, therefore, considering the nature of offence, the appellant should not be released on bail.

The father of the victim appeared virtually through the concerned DLSA and raised his objection in granting bail to the appellant.

I have heard learned counsel appearing for the parties and perused the material available on record.

Considering the entire facts and circumstances of the case and the fact that the fine amount imposed upon the appellant has been deposited, the appellant is in jail since 11.08.2024 i.e., 1 year 06 months and 15 days and the final disposal of this appeal is likely to take considerable time, therefore, I find it appropriate to release the appellant on bail and suspend his jail sentence during pendency of this appeal.

Accordingly, the I.A. No. 01/2026 is **allowed**

The execution of 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.25,000/- with one surety for the like sum to the satisfaction of the concerned

Sourabh P.	trial Court for his appearance before the Registry of this Court on 07.05.2026. 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 disposal of this appeal. Sd/- (Sanjay Kumar Jaiswal) Judge
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