

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr. Appeal (S.J.) No.896 of 2025

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1. Akshay Vishwakarma, aged about 27 years, S/o Late Krishna Vishwakarma
 2. Jitu Vishwakarma @ Ajay Vishwakarma, aged about 26 years, S/o Late Krishna Vishwakarma, both are R/o village-Semartand, P.O. & P.S. Chainpur, District-Palamau, State-Jharkhand
- Appellants

Versus

1. The State of Jharkhand
 2. Raj Kumar Chaudhary, R/o Village-Semartand, P.S.-Chainpur, District-Palamau, Jharkhand
- Respondents

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CORAM: HON'BLE MR. JUSTICE RAJESH KUMAR

For the Appellants	: Mr. Sheo Kr. Singh, Adv.
For the State	: Mr. Pankaj Kr. Mishra, A.P.P.
For the Resp. No.2	: Mr. Imtiaz Khan, Adv.

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06/06.05.2026

I.A. No.13813 of 2025

1. Heard learned counsel for the parties.
2. The instant interlocutory application has been filed on behalf of the appellants for suspension of sentence and grant of ad interim bail, during pendency of the present appeal.
3. The present appeal has been preferred against the judgment of conviction dated 18.08.2025 and order of sentence dated 19.08.2025, passed by the court of learned Addl. Sessions Judge-IX, Palamau at Daltonganj in S.T. No.657 of 2022 arising out of Chainpur P.S. Case No.192 of 2022, corresponding to G.R. No.1836 of 2022, whereby the appellants have been convicted for the offence under Sections 307/ 341/ 148/ 147/ 323/ 324/ 325/ 326/ 504/ 506/34 IPC and Section 27 of the Arms Act and the appellants have been sentenced to undergo imprisonment for seven years with a fine of Rs.10,000/- for the offence under Section 307/149 of IPC and in default of payment of fine, further sentenced to undergo imprisonment for six months. Further, sentenced to undergo imprisonment for one month for the offence under Section 341/149 of IPC. Further sentenced to undergo imprisonment for one year for the offence under Section 148 of IPC, Further sentenced to undergo imprisonment for one year for the offence under Section 147 of IPC. Further sentenced to undergo imprisonment for one year for the offence under Section 323/149 of IPC. Further sentenced to undergo imprisonment for one year for the offence under Section 324/149 of IPC. Further sentenced to undergo imprisonment for one year for the offence under Section 325/149 of IPC. Further sentenced to undergo imprisonment for one year

for the offence under Section 326/149 of IPC. Further sentenced to undergo imprisonment for one year for the offence under Section 504/149 of IPC. Further sentenced to undergo imprisonment for one year for the offence under Section 506/149 of IPC. Further sentenced to undergo imprisonment for seven years for the offence under Section 27 of the Arms Act. All the sentences were directed to run concurrently.

4. Learned counsel for the appellants has submitted that the appellants have been roped in this case only on the basis of unlawful assembly and the specific allegation is against other co-accused. Further, as per the P.W.-7, who is the Doctor, has found no any gunshot injury or any stab injury on the victim. On this ground, prayer for suspension of sentence has been made.

5. Learned A.P.P. and learned counsel for the respondent No.2 have opposed the prayer for bail of the appellants and submitted that there was an injury.

6. Considering the above facts, I am inclined to suspend the sentence and enlarge the appellants on bail, on furnishing bail bond of Rs.10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Addl. Sessions Judge-IX, Palamau at Daltonganj in connection with S.T. No.657 of 2022 arising out of Chainpur P.S. Case No.192 of 2022, corresponding to G.R. No.1836 of 2022, subject to the condition that the appellants will remain present before the Court when the appeal is taken up for hearing, failing which their bail shall be cancelled.

7. I.A. No.13813 of 2025 stands disposed of.

(Rajesh Kumar, J.)

06.05.2026

Shahid/

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