

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr. Appeal (S.J.) No.1033 of 2025

....
Jhabar Ganjhu, aged about 43 years, S/o Jageshwar Ganjhu, R/o-Village-
Koshilwa, P.O. & P.S.-Chatra Sadar, District-Chatra, Jharkhand Appellant
Versus
The State of Jharkhand Respondent

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CORAM: HON'BLE MR. JUSTICE RAJESH KUMAR

For the Appellant : Mr. Sunil Singh, Adv.
For the State : Mr. B.N.Ojha A.P.P.

....
06/09.06.2026

I.A. No.16090 of 2025

1. Heard learned counsel for the parties.
2. The instant interlocutory application has been filed on behalf of the appellant 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 10.10.2025 and order of sentence dated 14.10.2025, passed by the court of learned Addl. Sessions Judge-V, Chatra in connection with N.D.P.S. Case No.166 of 2024 arising out of Chatra Sadar P.S. Case No.139 of 2024, whereby the appellant has been convicted for the offence under Section 15 of the N.D.P.S. Act and he has been sentenced to undergo R.I. for five years with a fine of Rs.50,000/- and in default of payment of fine, further sentenced to undergo S.I. for six months.
4. Referring to the evidence of Investigating Officer, it has been submitted by the learned counsel for the appellant that there was no marking and the seizure was in open bag and as such the quantity is doubtful. Further, the recovery is alleged to be from the house of this appellant but there is no evidence on record to suggest that the said house either belongs to this appellant or he was in possession/ control of the said house. It has been further submitted that the appellant was all along on bail and he has participated in the trial. Further, the co-accused who has been given punishment of ten years has already been enlarged on bail vide order dated 15.04.2026 passed in Cr. Appeal (D.B.) No.1589 of 2025. On this ground, prayer for suspension of sentence has been made.

5. Learned counsel for the State has opposed the prayer for bail of the appellant but could not point out any material suggesting that the appellant was in control of the said house.

6. In that view of the matter, I am inclined to suspend the sentence and enlarge the appellant on bail, on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Addl. Sessions Judge-V, Chatra in connection with N.D.P.S. Case No.166 of 2024 arising out of Chatra Sadar P.S. Case No.139 of 2024, subject to the condition that the appellant will remain present before the Court when the appeal is taken up for hearing, failing which his bail shall be cancelled.

7. I.A. No.16090 of 2025 stands disposed of.

(Rajesh Kumar, J.)

09.06.2026

Shahid/

Uploaded on 10.06.2026