

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

CRA No. 71/2013

Jagjeet Raj

.... Appellant(s)/Respondent(s)

Through:- Mr. Vikas Sharma, Advocate.
Appellant present in person.

V/s

State of J&K

.....Respondent(s)

Through:- Mr. P.D. Singh, Dy.AG.

CORAM : HON'BLE MR. JUSTICE SANJAY DHAR, JUDGE

ORDER
18.10.2023

1. The appellant has been convicted for offence under Section 363 RPC in terms of judgment dated 23.10.2013 passed by the learned 3rd Additional Sessions Judge, Jammu and he has been sentenced to undergo rigorous imprisonment for seven years and pay a fine of Rs. 25,000/- in proof of offence under Section 376 RPC, whereas in proof of offence under Section 363 RPC, the appellant has been further sentenced to rigorous imprisonment of five years and a fine of Rs. 2,000/-.
2. It appears that the appellant has served more than five years in imprisonment and has thus, served substantial portion of sentence imposed upon him. It also appears that vide order dated 06.12.2013, the sentence of the appellant was suspended and he was admitted to bail. It seems that vide order dated 14.03.2022, the bail granted to the appellant was withdrawn and notice was issued to the surety of the appellant, which was received back with the report that he has

expired on 25.09.2018. On 18.08.2023, the appellant surrendered before the Court and he was sent to judicial custody.

3. Today, Ashu Kumari, the daughter of the appellant has appeared in Court and she has submitted that she is prepared to furnish fresh surety bond for ensuring the presence of the appellant before the Court.
4. Having regard to the fact that the appellant has already served substantial portion of the sentence and the appeal is yet to be admitted to hearing, the appellant is admitted to fresh bail, subject to furnishing of surety bond in the amount of Rs. 10,000/- to the satisfaction of the Registrar Judicial. The appellant shall execute the personal bond in the like amount before the Incharge of the concerned jail and he shall continue to appear before the Court on each date of hearing.
5. The appeal is admitted to hearing. The trial court record has already been received. List this appeal for final hearing on 30.11.2023.

(Sanjay Dhar)
Judge

Jammu:
18.10.2023
Mihul