

**Court No. - 80**

**Case :-** CRIMINAL APPEAL No. - 7017 of 2025

**Appellant :-** Chhangey Yadav And 3 Others

**Respondent :-** State of U.P.

**Counsel for Appellant :-** Pradeep Kumar Shukla

**Counsel for Respondent :-** G.A.

**Hon'ble Rajeev Misra,J.**

**Ref: Order on Memo of Appeal.**

Heard Mr. Kamesh Kumar Arya, Advocate, holding brief of Mr. Muktesh Kumar Singh, the learned counsel for appellants and the learned A.G.A. for State.

Admit.

Summon the lower court record.

Notice on behalf of State-opposite party-1 has been accepted by the learned AGA.

Put up this appeal for orders as fresh on 22.9.2025.

**Ref: Order on Application for suspension of sentence**

Heard Mr. Kamesh Kumar Arya, Advocate, holding brief of Mr. Muktesh Kumar Singh, the learned counsel for applicant/appellant and the learned A.G.A. for State.

Perused the record.

By means of the impugned judgment and order dated 19.6.2025, applicant/appellant has been convicted under Sections 304, 323, 504, 506 IPC and sentenced to maximum sentence of 10 years rigorous sentence alongwith fine.

As the sentence awarded to applicant/appellant is 10 years, therefore, by reason of the provisions contained in Section 430 BNSS, the learned A.G.A. is mandatorily required to file his objections/counter/affidavit to the application for suspension of sentence before any order can be passed by this Court on the application for suspension of sentence.

Notice on behalf of State-opposite party-1 has been accepted by

the learned AGA.

All the opposite parties may file their respective objections/counter affidavits to the application for suspension of sentence within four weeks.

Learned AGA shall also bring on record the custody certificate of applicant/appellant along with counter affidavit to be filed by him.

Applicant/appellant will have two weeks thereafter to file his rejoinder affidavits.

Put up this appeal again for orders as fresh on 22.9.2025.

By the next date, the learned counsel for applicant-appellant shall file a list of dates, brief synopsis containing the details of prosecution evidence (oral and documentary), material exhibits, defence evidence, points raised before Court below and the findings returned by Court below.

**Order Date :-** 11.8.2025

Arshad