



ITEM NO.3

COURT NO.17

SECTION II-E

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s). 6756/2026

[Arising out of impugned final judgment and order dated 13-02-2026 in IA No. 1804/2026 in CRA No.10566/2023 passed by the High Court of Madhya Pradesh Principal Seat at Jabalpur]

DHARMENDRA

Petitioner(s)

VERSUS

THE STATE OF MADHYA PRADESH

Respondent(s)

(IA No. 114747/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 114748/2026 - EXEMPTION FROM FILING O.T.)

Date : 15-05-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.V. VISWANATHAN
HON'BLE MR. JUSTICE VIPUL M. PANCHOLI

For Petitioner(s) :

Mr. Prathvi Raj Chauhan, AOR
Mr. Ram Lok Chauhan, Adv.
Mr. Sachin Singh, Adv.
Mr. Neetesh, Adv.
Ms. Pooja Rathore, Adv.

For Respondent(s) :

Mr. Rajan K Chaurasia, Adv.
Ms. Mrinal Gopal Elker, AOR
Mr. Anurag Singh, Adv.
Ms. Silpi S Swain, Adv.

UPON hearing the counsel the Court made the following
O R D E R

1. Heard Mr. Prathvi Raj Chauhan, learned counsel appearing for the petitioner and Mr. Rajan K.Chaurasia, learned counsel appearing for the respondent-State.

2. The present petition calls in question the correctness of the order dated 13th February, 2026 passed by the High Court of Madhya Pradesh, Principal Seat at Jabalpur in IA No.1804 of 2026 in Criminal Appeal No.10566 of 2023. By the said order, the prayer of the petitioner for suspension of sentence and to enlarge the petitioner on bail has been declined. The petitioner has been convicted under Section 8(c) read with Section 20(B) (ii)(c) of the Narcotic Drugs and Psychotropic Substances Act, 1985 and sentenced to undergo RI for 10 years, with fine of Rs.1,00,000/- along with default stipulations.

3. Learned counsel for the petitioner submits that the petitioner has already undergone imprisonment of 5 years and 4 months. Learned counsel also submits that the punch witnesses did not support the prosecution story.

4. Be that as it may, those are the issues to be considered in the pending Criminal Appeal by the High Court. Considering that the sentence imposed is a fixed sentence and keeping in mind the well established precedents of this Court and considering the fact that the petitioner has already undergone more than half of the fixed term sentence and the fact that the Criminal Appeal of the year 2023 is likely to take some time for disposal, we are inclined to suspend the sentence and enlarge the petitioner on bail during the pendency of the

Criminal Appeal before the High Court.

5. Accordingly, the sentence of the petitioner shall remain suspended and he shall be enlarged on bail subject to the satisfaction of the Special Judge, (NDPS Cases), Bhopal, Madhya Pradesh till the disposal of the Criminal Appeal No.10566 of 2023 by the High Court.

6. The Special Leave Petition is disposed of in the above terms.

7. Pending applications shall also stand disposed of.

**(ANITA MALHOTRA)
AR-CUM-PS**

**(MANOJ KUMAR)
COURT MASTER**