

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cr. Appeal (S.J.) No. 585 of 2022

Mamta RakshitAppellant

Versus

The State of JharkhandRespondent

CORAM : HON'BLE MR. JUSTICE SUBHASH CHAND

For the Appellant : Mr. Shailesh Kumar Sinha, Advocate

For the State : Mr. Ravi Prakash, Spl.P.P.

08/ 07.08.2023 Defects as indicated by the Office, on the prayer of the learned Counsel for the appellant, are hereby ignored.

This Cr. Appeal has been preferred on behalf of the appellant against the order dated 08.07.2022 passed by the Special Judge, C.A.W., Hazaribagh arising out of Sadar P.S. Case No. 414 of 2015 whereby the appellant was convicted for the offence under Section 20 of N.D.P.S. Act and was directed to undergo rigorous imprisonment for six months and fine of Rs.1,000/-. In default of payment of fine further 15 days additional imprisonment was directed to be served.

Admit.

Record of learned lower court be called for.

List for hearing as per seriatum.

I.A. No. 6453 of 2023

The instant interlocutory Application is on behalf of the appellant under Section 389(1) of the Code of Criminal Procedure for suspension of sentence and also to release the appellant on bail during the pendency of this Cr. Appeal.

From perusal of the impugned Judgment of conviction and sentence, it is found that the court-below has

sentenced the appellant for six months for the offence under Section 20 of N.D.P.S. Act.

In view of the nature of offence and also the punishment inflicted by the court-below this I.A. is allowed. The sentence passed by the court-below is kept in abeyance during the pendency of this Cr. Appeal.

In consequence thereof, the appellant is directed to be released on bail on furnishing bail bond of Rs.20,000/- ***(Rupees Twenty Thousand)*** with two sureties of like amount each to the satisfaction of the Addl. Sessions Judge-VI cum Spl. Judge, C.A.W., Hazaribag in connection with Sadar P.S. Case No. 414 of 2015.

In view thereof, I.A.No.6453 of 2023 stands disposed of.

(Subhash Chand, J.)

P.K.S.