

**IN THE SUPREME COURT OF INDIA**

**CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPEAL NO(S). 2112 OF 2017  
[ARISING OUT OF SPECIAL LEAVE PETITION  
(CRIMINAL) NO.9666 OF 2017 @  
D.NO.21773/2017]**

**SEVAN KUMAR CHANDEL ...APPELLANT(S)**

**VERSUS**

**STATE OF CHHATTISGARH ...RESPONDENT(S)**

**ORDER**

1. We have heard the learned counsels for the parties and perused the relevant material.
2. Leave granted.
3. By the impugned order, the High Court of Chhattisgarh has refused suspension of the sentence awarded to the appellant following his conviction under Sections 376 and 450 of the Indian Penal Code, 1860 read with Section 6 of the Prevention of Children from Sexual Offences Act, 2012.

4. The appeal before the High Court is of the year 2015 and the accused appellant has been in custody for nearly three and half years. The hearing of the appeal before the High Court is likely to take some time. Contentions on the merits of the appeal has also been urged before us which, however, we are not inclined to go into at this stage.

5. Having regard to the period of custody suffered and the likely time that may be taken in deciding the appeal by the High Court we are of the view that the accused appellant should be enlarged on bail. We order accordingly. Therefore, the accused appellant is ordered to be released on bail to the satisfaction of the learned Additional Sessions Judge, District Bemetara, Chhattisgarh in connection with Sessions Case No.73 of 2014.

6. The learned Additional Sessions Judge, District Bemetara, Chhattisgarh is free to impose appropriate condition(s) as he deems fit.

7. Consequently, the order of the High Court is set aside and the present appeal is disposed of in the above terms.

....., J.  
(RANJAN GOGOI)

....., J.  
(R. BANUMATHI)

NEW DELHI  
DECEMBER 07, 2017

ITEM NO.8

COURT NO.3

SECTION II-C

**S U P R E M E C O U R T O F I N D I A**  
**RECORD OF PROCEEDINGS**

SPECIAL LEAVE PETITION (CRIMINAL) NO(S)...../2017

DIARY NO(S). 21773/2017

(ARISING OUT OF IMPUGNED FINAL JUDGMENT AND ORDER DATED 14-08-2015  
 IN IA NO. 1/2015 IN CRA NO.640 OF 2015 PASSED BY THE HIGH COURT OF  
 CHHATISGARH AT BILASPUR)

SEVAN KUMAR CHANDEL

PETITIONER(S)

VERSUS

THE STATE OF CHHATTISGARH

RESPONDENT(S)

(FOR ADMISSION AND I.R. AND IA NO.92504/2017-CONDONATION OF DELAY  
 IN FILING AND IA NO.92509/2017-CONDONATION OF DELAY IN REFILING)

Date : 07-12-2017 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE RANJAN GOGOI  
 HON'BLE MRS. JUSTICE R. BANUMATHI

For Petitioner(s)

Mr. M.P. Singh, Adv.  
 Mr. Sunny Choudhary, AOR  
 Mr. Abhimanyu Singh, Adv.

For Respondent(s)

Mr. Atul Jha, Adv.  
 Mr. Sandeep Jha, Adv.  
 Mr. Dharmendra Kumar Sinha, AOR

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

Delay condoned.

Leave granted.

The appeal is disposed of in terms of the signed  
 order.

[VINOD LAKHINA]

AR-cum-PS

[ASHA SONI]

BRANCH OFFICER

[SIGNED ORDER IS PLACED ON THE FILE]