

Anilav @ Anilva @ Anilava Dev vs The State Of Madhya Pradesh on 25 September, 2024

Author: Vishal Dhagat

Bench: Vishal Dhagat

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IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR
CRA No. 10753 of 2024

(ANILAV @ ANILVA @ ANILAVA DEV Vs THE STATE OF MADHYA PRADESH) Dated :
25-09-2024 Shri Ajay Kumar Jain - Advocate for the appellant. Shri Pramod Choubey - Government
Advocate for the State.

Heard on admission.

2. Appeal is admitted for hearing.

3. Appellant has filed I.A. No.25189/2024 an application under Section 430 of the Bhartiya Nagrik
Suraksha Sanhita, 2023 (BNSS) for suspension of jail sentence.

4. Appellant has been convicted under Section 420 read with Section 120-B of the IPC and Section 6
of the MP Nikshepakon Ke Hiton Ka Sanrakshan Adhiniyam, 2000 and sentenced to undergo R.I.
for five years and five years with fine of Rs.10,000/- and Rs.25,000/- respectively, with default
stipulations.

5. It is submitted by learned counsel for the appellant that appellant is in jail. There is no likelihood
of hearing of appeal in near future. Trial Court has committed an error in convicting the appellant.
Offence is punishable up to seven years of imprisonment.

6. Learned Government Advocate opposed the application for suspension of sentence.

7. Heard the counsel for the parties.

8. Considering the short fixed term of sentence, I.A. No.25189/2024 2 CRA-10753-2024 for
suspension of sentence is allowed.

9. It is hereby directed that the custodial sentence awarded to the appellant shall remain suspended
during the pendency of this appeal and he shall be released on bail subject to depositing the fine
amount, if not already deposited and on his furnishing a personal bond in the sum of Rs.50,000/-
(Rs. Fifty Thousand Only) with one solvent surety bond of the like amount to the satisfaction of the
trial Court, for his appearance before the Registry of this Court on 16.12.2024 and on other dates as

may be fixed in this regard till final disposal of this appeal.

10. List the appeal for final hearing in due course.

11. C.C. as per rules (VISHAL DHAGAT) JUDGE \$A