

Bhupendra Turkar vs The State Of Madhya Pradesh on 29 November, 2024

Author: Vishal Dhagat

Bench: Vishal Dhagat

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IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR
CRA No. 12898 of 2024

(BHUPENDRA TURKAR AND OTHERS Vs THE STATE OF MADHYA PRADESH) Dated : 29-11-2024 Shri Kapil Pathak - Advocate for the appellants. Shri Pramod Choubey - Government Advocate for the State.

Heard on admission.

2. Admitted.

3. Record of the trial Court be requisitioned.

4. Appellants have filed I.A. No.30268/2024 an application under Section 430 of the Bhartiya Nagrik Suraksha Sanhita, 2023 (BNSS) for suspension of jail sentence and grant of bail.

5. Appellants have been convicted under Sections 420, 120-B, 406 of the Indian Penal Code; Section 3/4 of the Inami Chit Aur Parichalan Scheme (Pabandi) Adhiniyan, 1978 and Section 6 of the MP Niveshakon Ke Hiton Ka Sanrakshan Adhiniyam, 2000 and sentenced to undergo for R.I. for 03, 03, 03, 03, 03 years with total fine of Rs.1,00,000/-, Rs.1,00,000/-, Rs.45,000/-, Rs.5000/- and Rs.1,00,000/-, respectively with default stipulations.

6. It is submitted by learned counsel appearing for the appellants that appellants are on bail till 06.12.2024. There is no likelihood of hearing of appeal in near future.

7. Learned Government Advocate appearing for the State opposed the application for suspension of sentence.

2 CRA-12898-2024 8 Considering the fact that hearing of appeal is likely to take some time, sentence, I.A. No.30268/2024 for suspension of sentence is allowed.

9. It is hereby directed that the custodial sentence awarded to the appellants shall remain suspended during the pendency of this appeal and they shall be released on bail subject to depositing the fine amount, if not already deposited and on furnishing a personal bond in the sum of Rs.50,000/- (Rs. Fifty Thousand Only) each with one solvent surety bond each of the like amount to the satisfaction

of the trial Court, for their appearance before the Registry of this Court on 10.02.2025 and on other dates as may be fixed in this regard till final disposal of this appeal.

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

Certified copy as per rules.

(VISHAL DHAGAT) JUDGE \$A