

## Pratap vs The State Of Madhya Pradesh on 6 June, 2024

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IN THE HIGH COURT OF MADHYA PRADESH

AT JABALPUR

CRR No. 2532 of 2024

(PRATAP Vs THE STATE OF MADHYA PRADESH)

Dated : 06-06-2024

Shri Sandeep Mahawar - Advocate for applicant.

Shri Pramod Pandey - Govt. Advocate for the State.

Heard on admission.

Revision is admitted for final hearing.

Also heard on I.A. NO.12602/2024, an application for suspension of sentence and grant of bail.

Applicant has been convicted for offence under Sections 51, 52, 58 and 59(1) of the Food Safety and Standards Act and sentenced to undergo R.I. For three months with total fine of Rs.40,000/- with default stipulations.

Learned counsel for applicant submits that applicant is in custody since 17.05.2024. He is facing trial and prosecution since 2013. He is a small trader. He was selling food items by hawking. Final hearing of this revision will take time in future. Hence, it is prayed that suspension of sentence may be suspended and he be granted bail.

Learned Govt. Advocate opposed the bail application. Considering the contentions of learned counsel for the parties and looking to the facts and circumstances of the case and the revision will take time for its final disposal, without expressing any opinion on the merits of the case, I am of the considered opinion that it would be appropriate to suspend the custodial sentence awarded to the applicant.

Consequently, I.A. is allowed subject to deposit of fine amount, if not already deposited. The custodial sentence awarded to the applicant shall remain 2 CRR-2532-2024 suspended during the pendency of this revision.

Applicant be released from custody on his furnishing a personal bond in the sum of Rs.15,000/- (Rupees fifteen thousand) with one solvent surety in the like amount to the satisfaction of the Trial Court. The applicant shall appear and mark his presence before the concerned CJM on 20.08.2024 and on subsequent dates as may fixed by the trial Court from time to time till final disposal of the case.

List for final hearing in due course.

Certified copy/e-copy as per rules.

(VIVEK JAIN) V. JUDGE pn