

Party Name : SANJOY KR. DAS @ SANJOY DAS Vs THE STATE OF TRIPURA

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THE HONBLE MR. JUSTICE S.TALAPATRA

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Heard Ms. P. Ghatak, learned counsel appearing for the petitioner.

This is a petition filed under Section 397(1) of the Cr.P.C. for suspending the sentence in pursuant to the judgment and order dated 08.06.2016 delivered in Criminal Appeal No.00000001 of 2016 by the Sessions Judge, North Tripura, Dharmanagar.

It may be noted that the sentence of the trial court has been affirmed in the said appeal.

It appears from the impugned judgment and order dated 23.12.2013 delivered in S.T/T-2/02 of 2015 by the Assistant Sessions Judge, Dharmanagar, North Tripura that the petitioner has been sentenced separately to suffer rigorous imprisonment for 1(one) year with a fine of Rs.5,000/-, in default of payment of fine, to suffer further rigorous imprisonment for 2(two) months for committing the offence under Sections 354/363 of the I.P.C.

Having regard to the provisions of sub Section 3 of Section 389 of the Cr.P.C., this Court is of the considered opinion that the sentence of the petitioner may be suspended separately till disposal of the connected revision petition and accordingly, it is ordered.

The petitioner may remain on bail on furnishing a bail bond of Rs.10,000/- (Rupees Ten thousand) supported by 1(one) surety of the like amount to the satisfaction of the trial court, the court of the Assistant Sessions Judge, Dharmanagar, North Tripura subject to the condition that as and when his appearance would be required, he shall appear before this court without fail, otherwise the order of bail would be recalled without notice.

Accordingly, this petition stands allowed and disposed of.