

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Criminal Appeal (D.B.) No. 1125 of 2023

Sanjeet Chouhan @ Sanjeet Kumar Appellant
Versus
The State of Jharkhand Respondent

CORAM : SRI ANANDA SEN, J.
: SRI SUBHASH CHAND, J.

For the Appellant : Mr. Anil Kumar Sinha, Advocate
For the State : Mr. Subodh Kumar Dubey, A.P.P.

05/19.03.2024 **I.A. No.2523 of 2024**

This interlocutory application has been filed by the appellant praying therein to suspend the sentence and release him on bail during pendency of this appeal.

2. The appellant has been convicted and sentenced in connection with Spl. (POCSO) Case No.127 of 2021 for the offences under Sections 323, 324, 363, 377 of the Indian Penal Code and Section 6 read with Section 5(h) and (i) of the POCSO Act. He has been sentenced to undergo RI for 20 years along with fine of Rs.5000/- for the offence under Section 6 of the POCSO Act amongst other sentences.

3. Heard the learned counsel for the appellant and learned APP for the State and have gone through the impugned judgment, the evidence and the Trial Court Records.

4. Opportunity was given to the State to oppose the bail, which the State availed and opposed.

5. After going through the evidence of P.W.-1 coupled with the medical evidence, we find that the prosecution, *prima facie*, has able to prove the allegation against this appellant. The medical evidence shows injury which is according to the statement of the victim. The boy is aged about 15 years, apparently minor.

6. Considering the aforesaid fact, we are not inclined to release the appellant on bail.

7. Accordingly, this interlocutory application stands **dismissed**.

(ANANDA SEN, J.)

(SUBHASH CHAND, J.)

Rohit/-