

Party Name : KARNA DAS @ MONA & ANR. Vs THE STATE OF TRIPURA

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THE HONBLE MR JUSTICE U. B. SAHA

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The instant application is filed under Section 389 CrPC for staying the execution of the sentence and to release the convict-appellant-applicants on bail till disposal of the connected appeal being CrI.A. 23/2015. Heard Mr. Chakraborty, learned counsel for the convict-appellant-applicants who submits that the convict-appellant-applicants are all along on bail and the sentence is RI for three years. Mr. Ghosh, learned PP also submits that he has no objection to the prayer for bail as the convict-appellant-applicants are all along on bail. This Court has considered the submission of the learned counsel for the parties and has also perused the impugned judgment wherein the convict-appellant-applicants were convicted under Section 341 read with Section 34 of the IPC and Section 8 of The Protection of Children from Sexual Offences Act (POCSO Act) 2012 and sentenced to suffer SI for one month each with a fine of Rs. 500/- each i.d. to further SI for seven days for having committed offence punishable under Section 341/34 IPC and also sentenced to suffer RI for three years each and a fine of Rs.2,000/- i.d. to RI for one month each under Section 8 of the POCSO Act and both the sentences were ordered to run concurrently. According to this Court, this is a fit case where the execution of the sentence should be suspended. Accordingly, it is ordered. The convict-appellant-applicants namely, Sri Karna Das @ Mona & Sri Raja Das @ Sani are allowed to go on bail, on furnishing a bond of Rs. 10,000/- each with one surety of the like amount each to the satisfaction of the learned trial court. With the above, the instant application is disposed of.