

2. Vide order dated 05.06.2023, the trial Court has suspended the sentence of imprisonment in accordance with Section 389 of Cr.P.C. for a period of one month.

3. The sentence imposed by the trial Court while convicting the applicants is of short term. The applicants were on bail during the trial. The sentence of suspension was suspended for a temporary period by the trial Court on the date of conviction. Considering the aforesaid circumstances and the grounds urged in the Appeal, substantive sentence of imprisonment can be suspended. Hence, I pass the following order:

ORDER

- i. Interim Application No. 2262 of 2023 is allowed and disposed off;
- ii. The substantive sentence of imprisonment imposed vide Judgment and order dated 05.06.2023 passed by the learned Additional Sessions Judge, Islampur, in Sessions Case No. 32 of 2019 is suspended and the applicants are directed to be released on same bail granted by the trial Court with fresh bond.

(PRAKASH D. NAIK, J.)