

**IN THE HIGH COURT AT BOMBAY
APPELLATE SIDE, BENCH AT AURANGABAD**

CRIMINAL APPLICATION NO. 859 OF 2015
IN
CRIMINAL APPEAL NO. 152 OF 2015

Sadashiv s/o. Bhimrao Deglure **Applicant.**

Versus

The State of Maharashtra **Respondent.**

Mr. Amol S. Gandhi h/f. Mr. U.B. Bilolikar, Advocate for applicant.
Mr. R.P. Phatke, APP for State.

CORAM : T.V. NALAWADE, J.
DATED : 3rd March, 2015.

ORDER :

1. The application is filed for suspension of substantive sentence. The appellant is convicted and sentenced by the learned Additional Sessions Judge, Biloli in Sessions Case No. 5/2009. The maximum sentence of R.I. for five years is given to him for the offence punishable under section 306 of I.P.C. and fine amount is also imposed. Submission made shows that entire fine amount has been deposited. The learned counsel for the appellant showed the copy of receipt of fine amount. The learned counsel for the applicant submitted that the applicant/appellant was on bail during trial. That can be seen

from the operative part of the judgment also. In view of these circumstances, this Court holds that substantive sentence needs to be suspended.

2. In the result, the application is allowed. Substantive sentence is suspended. The applicant is to be released on bail on his furnishing PR and SB of Rs. 15,000/- (Rupees fifteen thousand).

[T.V. NALAWADE, J.]

SSC/