

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CRIMINAL APPLICATION NO.1330 OF 2016
IN
CRIMINAL APPEAL NO.112 OF 2016

Shaikh Ayuniddin s/o. Shaikh
Karimoddin ..Applicant

Versus

The State of Maharashtra ..Respondent

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Mr.S.J.Salunke, advocate for applicant

Mr.N.T.Bhagat, APP for respondent - State

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CORAM : M.T. JOSHI, J.

DATE : MARCH 01, 2016

PER COURT :

Heard.

2] Issue notice to the respondent - State.

Learned A.P.P. waives notice.

3] By this application, the applicant/appellant -
original accused is praying for suspension of the
substantive sentence awarded by learned Special

Judge, Majalgaon in Special (NDPS) Case No.03 of 2012 for the offence punishable under Section 8(b) read with 18(a) of the Narcotic Drugs and Psychotropic Act directing him to suffer rigorous imprisonment for six months and to pay fine of Rs.10,000/-.

4] Learned Counsel for the applicant submits that the fine amount has already been deposited by the applicant.

5] Considering the fact that a short term sentence is awarded against the present applicant and that the same was suspended by learned Special Judge during trial, the substantive sentence of the present applicant, is hereby suspended, during pendency of the appeal.

5] The applicant/appellant be released on bail upon his executing P.R. bond in the sum of

Rs.20,000/- (Rs.Twenty Thousand) and also upon furnishing surety in the like amount, during pendency of the appeal. Humdast allowed.

6] The application is allowed and disposed of accordingly.

[M.T. JOSHI, J.]

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Karimoddin ..Appellant

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Mr.S.J.Salunke, advocate for appellant

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**CORAM : M.T. JOSHI, J.
DATE : JANUARY 28, 2016**

PER COURT :

Heard.

2] **Admit.** Learned A.P.P. waives notice for
respondent - State.

3] Printing of the paper book is dispensed with.
suspension of sentence.

[M.T. JOSHI, J.]

kbp