

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD

**CRIMINAL APPLICATION NO.3857 OF 2016 IN
CRIMINAL APPEAL NO.428 OF 2016**

Vimal w/o Vasantrya Wadmara ... APPLICANT

VERSUS

The State of Maharashtra ... RESPONDENT

.....
Shri Govind Kulkarni, Advocate holding for
Shri R.S. Deshmukh, Advocate for applicant
Shri K.S. Patil, A.P.P. for State
.....

CORAM: A.I.S. CHEEMA, J.

DATED: 20th July, 2016.

ORAL ORDER :

1. Heard. Issue notice to respondent/ State. Learned A.P.P. waives service for the respondent/ State.

2. Heard both sides on the question of bail. It is stated by the counsel for the applicant - accused that the applicant was on bail in the course of trial. It is stated that, even after

conviction, the sentence of imprisonment has been suspended till filing of appeal and at present the applicant is on bail. It is stated that, the applicant, during the pendency of trial, never misused the liberty. According to the counsel, she is woman and sentence is short term sentence.

3. Learned A.P.P. opposes the application, claiming that the matter is under Prevention of Corruption Act and bail should not be granted.

4. Looking to the submissions made by counsel for the applicant- accused and contents of the bail application, it would be appropriate to accept the bail application of the applicant-accused as the appeal may take time to be decided.

5. The application is allowed. The sentence of imprisonment alone as imposed against the applicant- accused is suspended till decision of the appeal, subject to the applicant-accused appearing before the trial Court on 1st August 2016 and furnishing P.R.B. and S.B. in the sum of Rs.15,000/- (Rupees fifteen thousand). At the time of releasing the applicant - accused on bail, the trial Court shall add condition of accused

marking presence in the trial Court every three months, till disposal of the Criminal Appeal. Trial Court shall yearly send report in January of marking presence by accused in this regard to this Court till disposal of appeal.

6. Trial Court shall send compliance report of bail.

(A.I.S. CHEEMA, J.)

fmp/cr3857.16