

Anand

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPLICATION NO.465 OF 2016
(For bail and suspension of sentence)
IN
REVISION APPLICATION NO.467 OF 2016**

Rajesh Vinayak Ghaisas .Applicant

Vs.

Datta Patil Urban Co-op. Credit .Respondents
Society Ltd. & anr.

Mr.Rohit Pande, Advocate, for the Applicant
Mrs.P.P.Shinde, APP, for the Respondent No.2 –
State

CORAM : REVATI MOHITE DERE, J.

DATE : 12.08.2016

P.C.

. Heard learned counsel for the
Applicant.

2. The Applicant has been convicted for
the offence punishable under Section 138 of the
Negotiable Instruments Act and has been
sentenced to suffer S.I. for six months. The
Applicant has also been directed to deposit an

amount of Rs.1,10,000/- by way of compensation, in default, to undergo S.I. for three months vide Judgment and Order dated 30.07.2012 passed by the learned JMFC, Raigad, Alibaug in S.C.C.No.1 of 2012. The said Judgment and Order has been confirmed by the Appellate Court vide Judgment and Order dated 06.08.2016 passed by the learned Additional Sessions Judge, Raigad, Alibaug in Cri.Appeal No.154 of 2012.

3. Learned counsel for the Applicant states that out of the compensation amount of Rs.1,10,000/-, the Applicant has already deposited a sum of Rs.30,000/- in the Appellate Court. He submits on instructions that the Applicant is ready to deposit the balance amount of Rs.80,000/- in this Court within two weeks from today without prejudice to his rights & contentions.

4. In view of the aforesaid submission, the Application is allowed. The Applicant's sentence is suspended and the Applicant is enlarged on bail on the following terms and conditions:

ORDER

(i) The applicant be enlarged on bail, on executing PR Bond in the sum of Rs.10,000/- with one or two sureties in the like amount;

5. Accordingly, the Application is disposed of.

Parties to act on the authenticated copy of this order.

(REVATI MOHITE DERE, J.)