

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1299 OF 2015

IN

CRIMINAL APPEAL NO.1012 OF 2015

ANIL RAGHUNATH DHIWAR

)...APPLICANT

V/s.

THE STATE OF MAHARASHTRA

)...RESPONDENT

Shri Satyavrat Joshi i/b. Shri Subhash Hulyalkar, Advocate for the Applicant.

Smt.PP.Bhosale, APP for the Respondent - State.

CORAM : ABHAY M. THIPSAY, J.

DATE : 29th MARCH 2016.

P.C. :

1 Heard Shri Satyavrat Joshi, the learned counsel for the applicant. Heard Smt.PP.Bhosale, the learned APP for the State.

2 I have gone through the evidence of the victim and that of PW2 Rohan.

3 A number of contentions have been advanced by the learned counsel for the applicant, including the contention that the medical evidence does not support the version of the victim.

4 After carefully considering the matter from all the angles, I am of the opinion that this is not a fit case, where the substantive sentence imposed upon the applicant / appellant should be suspended during the pendency of the appeal. However, it would be proper in the circumstance, to expedite the hearing of the appeal.

5 Record and Proceedings with paper book have been received.

6 The application is rejected.

 However, the hearing of the appeal is ordered to be expedited.

7 The appeal be listed for **Final Hearing** on **2nd April**
2016.

(ABHAY M. THIPSAY, J.)