

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CRIMINAL APPLICATION (APPA) NO.81/2016

Ajay s/o Panjabrao Mahalle

..Versus..

The State of Maharashtra, through P.S.O. Wadgaon Road, Yavatmal, Tq. and Distt.
Yavatmal

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

CORAM : Z.A. HAQ, J.

DATE : 1.3.2016

Heard Shri C.S. Dharmadhikari, advocate for the
appellant and Shri T.A. Mirza, A.P.P. for the respondent.

The appellant is seeking suspension of sentence of 5
years imposed by the Sessions Court after finding him guilty
for the offence punishable under Section 307 of the Indian
Penal Code.

The learned advocate for the appellant has submitted
that the amount of fine is deposited. It is further submitted
that the appellant is not involved in any crime earlier and the

accused was on bail during the trial and nothing adverse was reported against him.

Considering the above facts, the material on the record and the pendency of the appeals of earlier years of accused who are in jail and the remote possibility of the appeal being heard in near future, the following order is passed:

The sentence imposed on the appellant by the learned Additional Sessions Judge by the judgment delivered in Sessions Trial No.126/2012 on 31st October, 2015 for the offence punishable under Section 307 of the Indian Penal Code is suspended. If the custody of appellant is not required in any other case, he be released on bail on the same terms and conditions on which he was released on bail during the pendency of the trial. The application is **allowed** in the above terms.

JUDGE