

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

CRIMINAL APPEAL NO. 222/2015

Raju s/o Babulal Dange and other ..vs.. State of Maharashtra through PSO P. S.
Kalamna, Nagpur

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

Court's or Judge's orders

Mr. A. K. Bhangde, Advocate for appellant.
Mr. M. J. Khan, A.P.P. for respondent.

CORAM : B. R. GAVAI & V. M. DESHPANDE, JJ.
DATE : JUNE 21, 2016

CRIMINAL APPLICATION NO.671/2015

Heard.

The applicants have approached this Court for
suspension of sentence and for the relief of bail.

As held by the Apex Court, detailed elaboration of
the evidence at this stage would neither be in the interest of the
accused nor the prosecution.

However, from the material placed on record, prima
facie, it cannot be said that the order of conviction passed by the
learned trial Judge has been passed on no evidence. Prima facie,
the learned trial Judge has come to the conclusion that the
prosecution has proved the circumstances of last seen together as
well as recovery of incriminating material on the memorandum
under Section 27 of the Indian evidence Act.

In that view of the matter, we are not inclined to
consider the prayer for suspension of sentence and for grant of
bail. The application is, therefore, rejected.

JUDGE

JUDGE