

IN THE HIGH COURT OF BOMBAY AT GOA
CRIMINAL MISC. APPLICATION NO. 256 OF 2017
IN
CRIMINAL APPEAL NO. 49 OF 2017

EKNATH NAIK., ... Applicant

Versus

STATE, THR. POLICE INSPECTOR,
PONDA POLICE STATION, PONDA AND
ANR., ... Respondents

Ms. P. Desai, Advocate for the Applicant.
Mr. S. R. Rivankar, Public Prosecutor for the Respondents.

Coram:- C. V. BHADANG &
PRITHVIRAJ K. CHAVAN, JJ.

Date:- 29th September 2017

P.C.:

This is an application for bail. The applicant/accused has been convicted for the offence punishable under sections 307 and 452 of I.P.C.. For the offence punishable under section 307 of I.P.C., the appellant has been sentenced for three years and to pay a fine of Rs.20,000/- and for the offence punishable under section 452 of I.P.C., the appellant has been sentenced to suffer imprisonment for one year and to pay fine of Rs.5000/-.

2. We have heard the learned counsel for the applicant and the learned Public Prosecutor of the respondents. Indisputably, the

applicant was on bail during the course of the trial. The Criminal Appeal is admitted. In such circumstances, the following order is passed:

Order:

(i) The substantive sentence of imprisonment is hereby suspended during the pendency of the appeal on condition of the applicant furnishing a personal bond in the sum of Rs.25,000/- (Rupees twenty five thousand only) with one or two solvent sureties in the like amount and on further condition of the applicant depositing the fine amount within a period of one week.

(ii) The bail bonds to be furnished and the fine to be deposited before the learned Sessions Judge.

(iii) The criminal application is disposed off.

PRITHVIRAJ K. CHAVAN, J.

C. V. BHADANG, J.

ap/-