

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

**CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.684 OF 2017
IN
CRIMINAL APPEAL NO.422 OF 2017**

Krushnakant G. Pawase)...Applicant/Appellant

V/s.
State Of Maharashtra)...Respondent

Mr. Ajit Savagave, Advocate for the Applicant/Appellant.

Mr. Ameet Palkar, APP for the Respondent - State.

CORAM : A. M. BADAR, J.

DATE : 4th May, 2017.

P.C. :

This is an application for suspension of sentence and releasing the applicant-accused on bail during the pendency of the appeal filed by him which has already been admitted for final hearing by this Court.

2 Heard the learned advocate appearing for the applicant-accused. He argued that substantive sentence of imprisonment imposed on the applicant-accused has already been suspended by the trial Court and the applicant-accused has

already deposited fine amount of Rs.55,812/- before the trial Court. The learned APP opposed the application by contending that the offences alleged are proved against the applicant-accused.

3 The applicant-accused is convicted of the offences punishable under Sections 135 and 138 of the Electricity Act, 2003 and on both counts, he has been sentenced to suffer rigorous imprisonment for six months apart from imposition of fine which has already been deposited. In this view of the matter, the following order:

- (1) The application is allowed.
- (2) The substantive sentence of imprisonment imposed on the applicant-accused is suspended and he is directed to be released on bail on executing PR bond in the sum of Rs.15,000/- and on furnishing surety in the like amount.
- (3) The application stands disposed of accordingly.

(A. M. BADAR, J.)