

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.460 OF 2016
IN
CRIMINAL REVISION APPLICATION NO.435 OF 2015

Sankalp Enterprises)...Applicant
V/s.
State Of Maharashtra and Anr.)...Respondents

Mr. Mithun Mahajan for Mr. A.K.Patil, Advocates for the Applicant.

Mr. S.V.Gavand, APP for the Respondent - State.

Mr. N. Jafari i/by MIR Associates, Advocate for R.No.2.

CORAM : A. M. BADAR, J.

DATE : 30th MARCH, 2017.

P.C. :

This is an application for extention of time for complying with the order dated 21.3.2016 passed by this Court whereby the applicant-original accused was directed to deposit an amount of Rs.5 Lakhs in the registry of the appellate Court within a period of 4 weeks from that date, i.e., 21.3.2016.

2 Heard learned the advocate appearing for the applicant-original accused as well as the learned advocate for the

respondent no.2-original complainant. The learned advocate appearing for the respondent no.2-original complainant objected the application by contending that amount was not deposited within prescribed time.

3 As the applicant-original accused has shown readiness to deposit the amount as directed by the order dated 21.3.2016 within one week and as during the intervening period, the respondent-original complainant had not moved this Court for cancellation of the order dated 21.3.2016 or for issuing conviction warrant against the applicant-original accused, the application deserves to be allowed and, therefore, the order:

- (1) The application is allowed.
- (2) The applicant-original accused is permitted to deposit the amount of Rs.5 Lakhs as per order dated 21.3.2016 within a period of one week from today.
- (3) It is made clear that if the amount as directed by the order dated 21.3.2016 is not deposited within one week, the order

suspending the sentence imposed on the applicant-original accused shall stand vacated without reference to the Court.

(A. M. BADAR, J.)