

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1266 OF 2017

IN

CRIMINAL APPEAL NO.755 OF 2017

RAJENDRAKUMAR BRIJKISHOR KORI)...APPLICANT

V/s.

THE STATE OF MAHARASHTRA)...RESPONDENT

Mr.Rahul Arote, Advocate for the Applicant.

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

CORAM : A. M. BADAR, J.

DATE : 18th SEPTEMBER 2017

P.C. :

1 This is an application for suspension of sentence and releasing the applicant / accused on bail during pendency of the appeal filed by him.

2 Heard the learned advocate appearing for the applicant / accused as well as the learned APP appearing for the State. Perused the impugned judgment and order of conviction.

The applicant / accused is convicted of the offence punishable under Section 335 read with 34 of the Indian Penal Code and he has been sentenced to suffer rigorous imprisonment for 1 year apart from directing him to pay fine of Rs.1,000/-, in default to undergo further simple imprisonment of fifteen days.

3 The substantive sentence of imprisonment imposed on the applicant / accused is already suspended by the learned trial court. There is no possibility of hearing the appeal filed by the applicant / accused in the near future. Considering the short sentence imposed on the applicant / accused, the following order :

ORDER

- i) The application is allowed.
- ii) Substantive sentence imposed upon the applicant / accused is suspended and the applicant / accused is directed to be released on bail on his executing P.R.Bond in the sum of Rs.15,000/- and on furnishing surety in like amount.

(A. M. BADAR, J.)