

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.522 OF 2018

IN

CRIMINAL APPEAL NO.368 OF 2018

NILKANTH NARAYAN LALGE

)...APPLICANT

V/s.

THE STATE OF MAHARASHTRA

)...RESPONDENT

Mr.Dinesh Adsule, Advocate for the Applicant.

Mr.H.S.Venegaonkar, APP for the Respondent - State.

CORAM : A. M. BADAR, J.

DATE : 4th JUNE 2018

P.C. :

1 This is an application for suspension of sentence and releasing the applicant/accused no.3 on bail during pendency of the appeal filed by him. The applicant/accused no.3 is convicted for the offence punishable under Sections 420 and 120B of the Indian Penal Code along with the co-accused. On each count, he is sentenced to suffer rigorous imprisonment for 2 years.

2 Heard the learned Advocate appearing for the applicant/accused no.3 as well as Shri Venegaonkar, the learned Advocate appearing for respondent no.2 and the learned APP for respondent no.1/State.

3 The co-accused viz., accused nos.1, 2 and 5 are already released on bail by this court. After his conviction, the same is already suspended by the learned trial court. In this view of the matter, I see no reason to deny bail to the present applicant/accused no.3. Therefore, the order :

ORDER

i) The application is allowed.

ii) Substantive sentences of imprisonment imposed on the applicant/accused no.3 is suspended and the applicant/accused no.3 is directed to be released on bail on his executing P.R.Bond in the sum of Rs.25,000/-, and on furnishing surety in like amount.

iii) As a condition of this order, the applicant/accused shall attend the trial court on first Monday of every month and if any Monday happens to be a holiday, then on Tuesday of that month, until further orders.

iv) The application is disposed of.

(A. M. BADAR, J.)