

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

NAGPUR BENCH, NAGPUR.

CRIMINAL APPEAL NO.584/2019

Sachin s/o Mahadeo Ledange ..vs... State of Maharashtra through PSO P.S.
Chandrapur

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.

Court's or Judge's orders.

Mr. A. Anantkrishnan, Advocate for appellant.

Mr. S. S. Doifode, A.P.P. for respondent-State.

CORAM : V. M. DESHPANDE, J.

DATED : AUGUST 26, 2019

Heard Mr. Anantkrishnan, learned counsel for
appellant.

Admit.

Learned A.P.P. waives notice for respondent-State.

Criminal Application No.767/2019

This is an application for suspension of
substantive jail sentence and for grant of bail.

Heard learned counsel for applicant and learned
A.P.P. for non applicant-State. I have also perused the
impugned judgment.

Applicant is convicted by learned Special Judge,
Chandrapur in Special (POCSO) Case No.49/2016 on
09.08.2019. By the said, applicant stands convicted for an
offence under Section 354-B of the Indian Penal Code and
Section 8 of the Protection of Children From Sexual Offences
Act and is directed to suffer rigorous imprisonment for three
years and to pay a fine amount.

According to learned counsel for applicant, fine amount of Rs.4,000/- is already deposited. Applicant was on bail throughout before the Court below and at no point of time, he has misused the liberty granted to him.

Looking to the age of the applicant and looking to the fact that the maximum sentence awarded to applicant is only three years, I pass following order.

ORDER

- (i) The application is allowed.
- (ii) Substantive jail sentence imposed upon applicant in Special (POCSO) Case No.49/2016, shall remain suspended during pendency of present appeal.
- (iii) Applicant-Sachin s/o Mahadeo Ledange, be released on bail on he executing P.R. Bond in the sum of Rs.25,000/- with one solvent surety in the like amount. The bail bonds shall be executed before the lower Court within one month from today.
- (iv) Applicant shall attend Police Station, Ram Nagar, Chandrapur once in three months during the pendency of present appeal.
- (v) The applicant shall personally remain present before this Court at the time of final hearing of the appeal.

The application is disposed of.

JUDGE