

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CRIMINAL APPLICATION [APPR] NO.408 OF 2019
IN
CRIMINAL REVISION APPLICATION NO.296 OF 2019
 [Bhagwan s/o Bapusa Ganode .vs. State of Maharashtra]

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

Court's or Judge's orders

.....
 Shri R.N. Ghuge, Advocate for applicant,
 Shri Amit Chutke, APP for respondent.

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CORAM : MRS. SWAPNA JOSHI, J.
DATED : DECEMBER 18, 2019.

Heard the learned advocate for the applicant and the
 learned APP for the respondent-State.

Applicant has filed this application for suspension of
 sentence and grant of bail under section 389 of the Code of
 Criminal Procedure.

The learned advocate for the applicant submits that all
 throughout the applicant was on bail and he has not misused the
 liberty.

Taking into consideration the nature of allegations against
 the applicant, also the fact that the applicant was on bail during
 the trial and the substantive jail sentence was already suspended
 and the applicant was released on bail by the learned trial Judge
 and also considering that it would not be possible to take up the
 hearing of the revision finally by this Court in near future due to
 pendency of old matters, I am of the view that the applicant is

entitled to suspension of jail sentence and grant of bail. Hence the following order :

O R D E R

- 1] Criminal Application is allowed.
- 2] The substantive jail sentence imposed against the applicant shall remain suspended during the pendency of the present revision.
- 3] The applicant shall be released on bail by executing fresh bonds of the same amount as in the trial court.
- 4] The applicant shall remain personally present before this Court at the time of final hearing of the revision.

Criminal Application stands disposed of.

[MRS. SWAPNA JOSHI, J.]