

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

CRIMINAL REVISION NO.298 OF 2019

[Bhaskar s/o Shrawan Ramteke .vs. State of Maharashtra]

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Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders
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Court's or Judge's orders
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CORAM : MRS. SWAPNA JOSHI, J.

DATED : DECEMBER 18, 2019.

Heard Shri B.W. Patil, the learned advocate for the
applicant-original appellant.

Issue notice before admission to the respondent made
returnable after three weeks.

Shri Amit Chutke, the learned APP, waives service of
notice on behalf of the respondent-State.

The learned advocate for the applicant undertakes to
tender the copies of the depositions on record.

Criminal Application (APPR) No.409 of 2019

Heard the learned counsel for the parties.

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

It is submitted by the learned advocate for the applicant that all throughout the applicant was on bail and he has not misused the liberty, so also deposited the fine amount.

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 :

ORDER

- 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.]