

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

CRIMINAL APPLICATION (APPA) NO. 119/2020
IN
CRIMINAL APPEAL NO. 89/2020

Nivrutti Barikrao Rajput (In Jail)

..VS..

The State of Maharashtra, through P.S.O., Police Station Buldana (City), Dist.Buldana.

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

Court's or Judge's orders

Mr. S. V. Sirpurkar, Advocate for appellant.
Mr. H. D. Dubey, A.P.P. for respondent.

CORAM : N. W. SAMBRE, J.

DATED : 21.07.2020

1. Hearing was conducted through Video Conferencing and all the learned Advocates agreed that the audio and visual quality was proper.

2. Heard Mr. S. V. Sirpurkar, learned counsel for the appellant and Mr. H. D. Dubey, learned APP for the respondent.

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

4. It is not in dispute that applicant/accused is on bail during the trial and has not jumped the bail conditions. The maximum punishment awarded is five years and the applicant/accused is granted set off of eight months.

5. Considering the reasons for conviction, case for suspension of sentence and grant of bail is made out.

6. In view of above, in my opinion, applicant/accused deserves to be released on bail. Sentence is suspended.

7. The applicant/accused is ordered to be released on bail on same terms of which he was released on the bail by Trial Court during the pendency of the trial. The application stands **allowed**.

8. This order be communicated to the counsel appearing for the parties, either on the email address or on WhatsApp or by such other mode, as is permissible in law.

JUDGE

Kirtak