

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

919 CRIMINAL APPLICATION NO. 1734 OF 2021

IN CRIMINAL APPEAL NO.388 OF 2021

**SUBHASH SADASHIV MITHE
VERSUS
THE STATE OF MAHARASHTRA**

Mr. Satyajit S. Bora, Advocate for the appellant
Mr. S. N. Morampalle, APP for the respondent/State

CORAM : SURENDRA P. TAVADE, J.

DATE : 21-08-2021

P. C.

. The appellant is convicted for the offences punishable under Section 7 read with Section 8 of the POCSO Act and sentenced to suffer RI for three years and pay fine of Rs. 5,000/-, offences punishable under Sections 354(A) (i) of the IPC and sentenced to suffer RI for one year and pay fine of Rs. 1,000/- and he is also convicted for the offence punishable under Section 506 of the IPC and sentenced to suffer RI for three months and pay fine of Rs. 5,000/-, in default of payments he is directed to under go the SI for six months, three months and fifteen days respectively.

2. It is contended that the appellant was on bail during the pendency of the trial and no allegations were made against him that he was indulging and tampering the prosecution witnesses

(2)

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during the pendency of the trial.

3. Perused the impugned order. In view of the sentence passed by the trial court, the appellant be released on bail on executing PR bond in the sum of Rs. 15,000/- [Rupees Fifteen Thouand] with one or more sureties in like amount till the disposal of the appeal. The appellant is directed not to tamper the prosecution witness in any manner.

4. The application is disposed of.

[SURENDRA P. TAVADE, J.]

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