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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

INTERIM APPLICATION NO.686 OF 2020
IN
CRIMINAL APPEAL NO.198 OF 2020

Hamid Kasam Shaikh ... Applicant
Vs
The State of Maharashtra ... Respondents
...

Mr. Vivek Joshi i/by Mr. Vikas Balasaheb Shivarkar for
the Applicant.

Mr. R.M.Pethe, APP for the Respondent-State.

HC Nitin V. Jagtap attached to Khadak P.Stn., Pune
present.

CORAM : SANDEEP K. SHINDE J.
DATE : 18th FEBRUARY, 2021.

P.C. :

It is an application under Section 389(1) of the
Code of Criminal Procedure, 1973 whereby the applicant is
seeking suspension of rigorous imprisonment of two years
imposed by the learned Additional Sessions Judge, Pune in
Special POCSO Case No.12 of 2017 wherein he was held
guilty of the offence punishable under Section 354A(1)(i)(iii)

of the Indian Penal Code, 1860 and Section 11(1)(iii) read with Section 12 of the Protection of Children From Sexual Offences Act, 2012. Sentence imposed is, “short term” sentence. Applicant has undergone half of the sentence and appeal is not likely to be heard in near future.

2 In consideration of these facts, the substantive impugned sentence is stayed and the applicant is directed to released on bail on the same terms and conditions as he was during the trial but with fresh bail bonds and sureties.

3 Application is disposed of.

(SANDEEP K. SHINDE, J.)