

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL INTERIM APPLICATION NO.1348 OF 2021
WITH
CRIMINAL INTERIM APPLICATION NO.1350 OF 2021
IN
CRIMINAL REVISION APPLICATION NO.121 OF 2021**

Dr. Ramesh Subramanyam Iyer

... Applicant

V/s.

The State of Maharashtra

... Respondent

Mr. Manish Bohra i/b. M/s. A.S. Khan & Associates for the Applicant.
Mr. A.R. Patil, A.P.P for the Respondent-State.

CORAM : A.S. GADKARI, J.

DATE : 3rd MAY 2021.

(Through Video Conferencing)

PC. :

1. These are applications for suspension of sentence and releasing the Applicant on bail respectively.
2. Applicant has been convicted under Section 468 of the Indian Penal Code and is sentenced to suffer rigorous imprisonment for 2 years and to pay a fine of Rs.3,000/-, in default of payment of fine to further suffer rigorous imprisonment for three months by the learned 6th Additional Chief Judicial Magistrate, Thane in R.C.C. No.385 of 2006, by its Judgment and

Order dated 1st March 2017.

Criminal Appeal No.47 of 2017 preferred by the Applicant has been dismissed by the learned Additional Sessions Judge, Thane, by its Judgment and Order dated 23rd March 2021.

3. Mr.Bohra, learned counsel for the Applicant submitted that, during the pendency of trial so also in Appeal the Applicant was on bail and there is no report of breach of any of the conditions imposed upon him. He further on instructions submitted that, the Applicant has already deposited the entire fine amount in the Registry of the Trial Court.

4. The sentence imposed upon the Applicant is a short term sentence. The possibility of hearing the present Revision Application on its own merits in near future is remote. In view thereof, the sentence imposed upon the Applicant can be suspended and he can be released on bail.

5. Hence, the following Order :-

- (i) During the pendency of the present Revision Application, the substantive sentence imposed upon the Applicant is suspended.
- (ii) Applicant be released on bail in R.C.C. No.385 of 2006 on his furnishing PR. bond of Rs.15,000/-, with one or two local sureties in the like amount.
- (iii) Applicant shall not tamper with the evidence and/or pressurize the prosecution witnesses.

6. Applications are allowed in the aforesaid terms.
7. All the concerned to act on the basis of the authenticated copy of this Order.

[A.S. GADKARI, J.]