

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

CRIMINAL APPEAL NO.113 OF 2021

Govind Shalikram Barsagade

...**Versus**...

State of Maharashtra, through Deputy Superintendent of Police, Anti
Corruption Bureau, Chandrapur.

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

Court's or Judge's order

Shri. H. P. Lingayat, Advocate for appellant/applicant
Ms. S. Haider, APP for respondent/State.

CORAM : **N. B. SURYAWANSHI, J.**

DATED : **5th MARCH, 2021.**

Heard.

Admit

Call for Record and Proceedings.

CRIMINAL APPLICATION (APPA) NO.169 OF 2021

Issue notice to the respondent.

The learned Addl. Public Prosecutor waives
service for respondent.

By this application, the applicant prays for
suspension of his substantive sentence. The
applicant is convicted by the learned Sessions Judge,
Chandrapur in Special (ACB) Case No.8 of 2011 for
offence punishable under Sections 7, 13(1)(d) read
with 13(2) of the Prevention of Corruption Act, 1988
and is sentenced to suffer rigorous imprisonment for
two years and is directed to pay total fine of

Rs.5,000/-.

After the conviction, the applicant is released on bail by the learned trial Court. The applicant has deposited the fine amount. During the trial, the applicant was on bail and he has not misused the facility of bail. The applicant, therefore, has made out a case for suspension of sentence, hence the following order :

- i) Criminal Application No.169 of 2021 is allowed.
- ii) The substantive sentence of imprisonment passed against the applicant by the learned Sessions Judge, Chandrapur in Special (ACB) Case No.8 of 2011, is hereby suspended.
- iii) The applicant/accused be released on the same bail but fresh bonds to be executed before the learned trial Court.
- iv) The application is disposed of.

(N. B. SURYAWANSHI, J.)