

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

**CRIMINAL APPLICATION [APPA] NO.330 OF 2021**

[Sheikh Imran Sheikh Manan .vs. The State of Maharashtra]

Office Notes, Office Memoranda of Coram,  
orders

Court's or Judge's

appearances, Court's orders of directions  
and Registrar's orders

Shri U.K. Bisen, Advocate for the applicant,  
Ms S.S. Jachak, APP for the respondent.

**CORAM : N.B. SURYAWANSHI, J.**  
**DATED : JUNE 10, 2021.**

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

The learned Advocate for the applicant to remove the office objections within a period of two weeks from today.

Issue notice to the respondent.

Learned APP waives service for the respondent.

For the reasons stated in the application, the application is allowed. The delay of 30 days in filing an appeal is hereby condoned.

Criminal Application is disposed of.

**Criminal Appeal No. \_\_\_\_\_ of 2021**

Heard.

**Admit.**

Call for record and proceedings.

Learned APP waives service for the respondent.

**Criminal Application No. \_\_\_\_\_ of 2021**

This application is filed seeking suspension of substantive sentence of imprisonment. The applicant is convicted by the learned Additional Sessions Judge, Amravati in Special (NDPS) Case No.263/2016 and is sentenced to suffer R.I. for one year and to pay a fine of Rs.10,000/-, in default, to suffer S.I. for six months.

During trial the applicant was on bail and he has not misused the facility of bail.

After conviction, the learned trial Court has suspended the substantive sentence of imprisonment of the applicant and has released him on bail. The applicant has deposited the fine amount. Considering these facts and the fact that the appeal is not

likely to be taken up for final hearing in the near future, the application deserves to be allowed and the same is hereby allowed.

The substantive sentence of imprisonment of the applicant imposed by the learned Additional Sessions Judge, Amravati in Special (NDPS) Case No.263/2016 is hereby suspended on the same terms and conditions as are imposed by the learned trial Court.

Criminal Application is disposed of.

**JUDGE**