

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

CRIMINAL APPEAL NO.205 OF 2021

[Shakti s/o Ramdas Gulhane .vs. The State of Maharashtra]

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

Court's or Judge's orders

Shri A.P. Chaware, Advocate for Appellant,
Shri S.P. Deshpande, APP for Respondent.

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CORAM : N.B. SURYAWANSHI, J.

DATED : MAY 18, 2021.

On the oral request of the learned
Advocate for the appellant, leave to correct.

Heard.

Admit.

Call for record and proceedings.

Learned APP waives service for the
respondent-State.

To be heard along with Criminal
Appeal No.194/2021.

Criminal Application No.310/2021

This is an application seeking
suspension of substantive sentence of the
applicant imposed on him by the learned
Sessions Judge, Yavatmal in Sessions Case
No.15/2013 thereby convicting him for the
offence punishable under Sections 365, 368,

344, 346, 357, 324 r/w Section 34 of the Indian Penal Code and sentencing him to suffer rigorous imprisonment for three years and to pay a fine of Rs.500/- on each count.

The applicant was on bail during trial and the applicant has deposited the fine amount. The substantive sentence of imprisonment imposed on the applicant is already suspended by the learned Trial Court. Hence, the following order :

O R D E R

- I) Criminal Application No.310 of 2021 is allowed.
- ii) The substantive sentence of imprisonment imposed on the applicant by the learned Sessions Judge, Yavatmal in Sessions Case No.15/2013 is hereby suspended during the pendency of this appeal on the same terms and conditions as are imposed by the learned trial Court.
- iii) The Criminal Application is disposed of.

JUDGE