

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

CRIMINAL APPEAL NO. 387 OF 2021

Prakashchandra s/o Motiramji Joshi

..vs..

State of Maharashtra, thr. P.S.O.

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

Court's or Judge's orders

Shri A.C. Jaltare, Advocate for appellant.

Shri S.D. Sirpurkar, A.P.P. for respondent/State.

CORAM : VINAY JOSHI, J.

DATED : 21/09/2021

Heard. ADMIT.

Learned A.P.P. waives notice for respondent/
State.

Call for the Records and Proceedings.

CRIMINAL APPLICATION NO. (APPA) 540 OF 2021

Heard.

2. This is an application seeking for suspension of execution of sentence passed in Special Case No. (ACB) No.1 of 2005 by the Additional Sessions Judge, Achalpur.

3. The appellant/applicant was convicted for the offence punishable under Sections 7 and 13(2) of the

Prevention of Corruption Act. The Trial Court has awarded maximum sentence to under go rigorous imprisonment for one year along with total fine of Rs.10,000/-. During trial, the appellant/applicant was on bail and post conviction, the Trial Court has suspended the execution of sentence. The appeal will take considerable time for its disposal.

4. Learned Counsel for the appellant/applicant undertakes to deposit entire fine amount within one week, if not already deposited. In view of that following order is passed :

- (a) Criminal Application stands allowed and disposed of.
- (b) The execution and implementation of substantive sentence passed in Special Case No. (ACB) No.1 of 2005 by the Additional Sessions Judge, Achalpur stands suspended till the disposal of appeal.
- (c) In the meantime, the appellant/applicant Prakashchandra s/o Motiramji Joshi be released on bail on same terms and conditions as imposed by the Trial Court while suspending the sentence.

JUDGE