

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD**

**CRIMINAL APPLICATION NO.795 OF 2022 IN
CRIMINAL APPEAL NO.168 OF 2022**

Daji Apparao @ Vithal Mane

... **APPLICANT**

VERSUS

The State of Maharashtra

... **RESPONDENT**

.....
Mr. Shaikh Ashraf Patel, Advocate for applicant
Mr. S.P. Sonpawale, A.P.P. for respondent
.....

CORAM : R. G. AVACHAT, J.

DATE : 10th MARCH, 2022.

PER COURT :

Heard. Issue notice to respondent. Learned A.P.P.
waives service for the respondent – State.

3. The applicant has been convicted for the offence punishable under Sections 353, 323, 506 of the Indian Penal Code and sentenced to suffer rigorous imprisonment for two years and to pay fine of Rs.500/-, in default to suffer simple imprisonment for 15 days, R.I. for one year and to pay fine of Rs.500/-, in default to suffer S.I. for 15 days and R.I. for two years and to pay fine of Rs.500/-, in default to suffer S.I. for 15 days respectively. The substantive sentences have been

directed to run concurrently. The appeal filed by the applicant is admitted by this Court.

4. The sentences imposed against the applicant are short term sentences. The appeal filed by the applicant is not likely to come up for final hearing in near future. Therefore, the application is allowed. Pending the appeal, the substantive sentences imposed by learned Sessions Judge, Osmanabad in Sessions Case No.84/2019 by judgment and order dated 14/2/2022 are suspended and the applicant shall be released on bail on his executing P.R. bond in the sum of Rs.15,000/- (Rupees fifteen thousand) with one surety in the like amount.

**(R. G. AVACHAT)
JUDGE**

fmp/-