

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

**CRIMINAL APPLICATION NO. 1373 OF 2022
IN
CRIMINAL APPEAL NO. 299 OF 2022**

Shaikh Makhsood Shaikh Rahim

..APPLICANT

VERSUS

State of Maharashtra

..RESPONDENT

....
Mr. R.G. Hange and Mr. A.R. Hange, Advocates for applicant
Mr. S.P. Sonpawale, A.P.P. for respondent - State
....

**CORAM : R.G. AVACHAT, J.
DATED : 22nd APRIL, 2022**

PER COURT :

1. Heard.
2. Issue notice to the respondent. Learned A.P.P. waives service of notice for the respondent – State.
3. The applicant has been convicted for the offence punishable under Section 307 of the Indian Penal Code and sentence to suffer simple imprisonment for three years and to pay fine of Rs.25,000/-, in default, to suffer further simple imprisonment for six months.

4. The fine amount has been deposited. Considering the quantum of sentence and the fact that the appeal is not likely to come up for final hearing in near future, the execution of substantive sentence of imprisonment to stand suspended, pending the appeal. The applicant be released on his executing P.R. bond in the sum of Rs.15,000/- (Rupees Fifteen Thousand) with one surety in the like amount.

5. Criminal application stands disposed of accordingly.

(R.G. AVACHAT, J.)

SSD