

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

907 CRIMINAL APPLICATION NO.2436 OF 2022

RAVINDRA SHYAMRAO SHELKE
VERSUS
THE STATE OF MAHARASHTRA

...
Advocate for Appellants : Mr. Sohail Subhedar h/f N S
Ghanekar

APP for Respondent : Mr. P G Borade

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CORAM : SHRIKANT D. KULKARNI, J.
Dated: July 28, 2022

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PER COURT :-

1. It is an application for suspension of the sentence and bail moved by the applicant.

2. Heard Mr. Sohail Subhedar h/f Mr. N S Ghanekar, learned counsel for the applicant and Mr. Borade, learned APP for the respondent State.

3. Mr. Mr. Sohail Subhedar h/f Mr. N S Ghanekar, learned counsel for the applicant submits that, the applicant/appellant was on bail during the trial and he has deposited the entire fine amount with the trial court. He needs to be enlarged on bail.

4. On the other hand, learned APP for the State opposed to allow this application for suspension of sentence and bail.

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He submits that, the applicant alleged to have committed the offences in respect of the public property and riot and, therefore, he is not entitled to get bail.

5. Having regard to the submissions of both sides and looking to the fact that the applicant/accused was on bail during the trial and he has deposited the entire fine amount with the trial court, it would be just and proper to allow this application. Hence, the following order.

ORDER

- i. The application is hereby allowed.
- ii. The impugned order of substantive sentence passed against the applicant in Sessions Case No.243 of 2019 by the Additional Sessions Judge-1, Nanded is hereby suspended till final disposal of the appeal.
- iii. The applicant be released on bail on his furnishing P.R. Bond in the sum of Rs.15,000/- (Rs. Fifteen Thousand) with one solvent surety of the like amount.
- iv. Bail before the trial court.
- v. Application is accordingly disposed off.

(SHRIKANT D. KULKARNI, J.)

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