

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

**915 CRIMINAL APPLICATION NO. 3560 OF 2022
IN CRIMINAL APPEAL NO. 796/2022**

**FULABAI PANDURANG NEHARKAR AND OTHERS
VS
STATE OF MAHARASHTRA**

Mr. S. G. Kawade, Advocate for the applicants
Mrs. P. V. Diggikar, APP for the respondents/State

CORAM : KISHORE C. SANT, J.

DATE : 18th October, 2022

P. C.

1. The application is preferred seeking suspension of sentence awarded by the learned Additional Sessions Judge, Ambejogai dated 27-09-2022, in Sessions Case No. 50 of 2015.

2. The learned advocate submits that maximum punishment awarded is to suffer rigorous imprisonment for a period of three years and to pay fine of Rs.3,000/- for the offence punishable under Section 326 of the Indian Penal Code. He submits that sentence is already suspended by the learned trial court on the same day. Amount of fine is also deposited in

the court below on the same day. Receipt is produced at page No.9-A. The learned advocate for the applicants submits that throughout the trial, the applicants were on bail and there is no complaint of mis-use of said liberty.

3. Considering the above position, sentence awarded by the learned Additional Sessions Judge, Ambejogai dated 27-09-2022, in Sessions Case No. 50 of 2015 is hereby suspended till final disposal of the appeal. The applicants to execute the fresh bail bonds as furnished in the trial court. Bail to be furnished in the trial court. The application is disposed off.

[KISHORE C. SANT, J.]