

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO. 136 OF 2022
IN
CRIMINAL REVISION APPLICATION NO. 47 OF 2022**

Sajid Mohamed Shafi Mujawar

...Applicant

Versus

State of Maharashtra

...Respondent

.....

Mr. Laxman Kalel i/b Mr. Rahul Shirgavkar for the Applicant.
Mrs. Anamika Malhotra, APP for the Respondent-State.

.....

CORAM : N. R. BORKAR, J.

DATE : 17th JANUARY, 2022.

P.C. :

. This is an application for suspension of sentence and to release the Applicant on bail.

2. The Applicant came to be convicted for the offence punishable under Section 304- A of Indian Penal Code and sentenced to suffer SI for two years. The Applicant further came to be convicted for the offence punishable under Section 427 of the Indian Penal Code and sentence to suffer SI for two years. Both the sentences are directed to run concurrently.

3. I have already admitted the Revision Application filed by the

present Applicant against the judgment and order passed by the trial Court and the Appellate Court. The Applicant was on bail during the trial and during the pendency of the appeal. The Applicant is in jail after dismissal of the appeal.

4. Considering the above facts and circumstances and nature of the offence, I am inclined to suspend the sentence. In view thereof, following order is passed.

ORDER

- i) Application is allowed.
- ii) The substantive sentence imposed by the trial Court is hereby suspended.
- iii) The Applicant shall be released on bail on furnishing PR bond in the sum of Rs.25,000/- with one surety in the like amount, subject to deposit amount of compensation of Rs.50,000/- (Rs. Fifty Thousand only), within a period of two months from the date of release of the Applicant from jail.
- iv) The trial Court shall pay the said amount of compensation to the legal heirs of the deceased.
- v) Bail before the trial Court.
- vi) Application is disposed of.

(N. R. BORKAR, J.)