

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

INTERIM APPLICATION NO.437 OF 2022
IN
CRIMINAL APPEAL NO.10 OF 2021

Pratik Vilas Gangan
versus

Applicant

The State of Maharashtra and another

Respondents

Mr.Rajdeep D. Gude i/by Khandeparkar & Associates for applicant.

Mr.S.V.Gavand, APP, for State.

Adv.Namrata Agashe with Adv.Vinsha Acharya for respondent no.2.

Sr.PI. Mr.Sunil Kale, Tilak Nagar Police Station, present.

CORAM : PRAKASH D. NAIK, J.

DATE : 28th February 2022

PC :

1. This is an application for fixing appeal for final hearing. The applicant has been convicted for the offences under Sections 3,4, 5(1) and 6 of Protection of Children from Sexual Offences Act, 2012. He has been sentenced to suffer imprisonment of ten years for the offence u/s.376 of IPC, 10 years for the offence u/s.3 r/w 4 of POCSO Act and 10 years for the offence u/s.5(1) r/w 6 of POCSO Act . All the sentences were directed to run concurrently.

2. Learned counsel for applicant submitted that the applicant is in custody from November 2020. The applicant is the only bread winner. The application for suspension of sentence is rejected by this Court Hence the appeal may be fixed for hearing. The prayer is opposed by learned APP and learned counsel for respondent no.2.

3. On considering submissions of both the sides, no case is made out for fixing the appeal for hearing immediately. In the event appeal is not listed for hearing after a period of six months, the applicant would be at liberty to prefer application for fixing the appeal for hearing. Interim Application stands disposed of.

(PRAKASH D. NAIK, J.)

MST