

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

**INTERIM APPLICATION NO.3093 OF 2021
IN
CRIMINAL APPEAL NO.1028 OF 2021**

Abhiman Singh Man Bahadur Singh .. Applicant

Versus

CBI ACB Pune & Anr. .. Respondent

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Mr.Vijay Shinganapurkar i/b. M/s.H.N. Associates, Advocate for the Applicant/Appellant.

Mr.S.H. Venegaonkar, Spl. P.P. for CBI.

Mr.Arfa Sait, APP for the Respondent - State.

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CORAM : PRAKASH D. NAIK, J.

DATED : JANUARY 12, 2022.

P.C. :

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This is an application for suspension of sentence and grant of bail during the pendency of criminal Appeal No.1028 of 2021.

2 Applicant has been convicted by the Special Judge (CBI-ACB), Pune vide judgment and order dated 30th November, 2021, for the offences punishable under Sections 120B of IPC and

Section 7 of the P.C. Act and Section 13(2) of Prevention of Corruption Act, and, sentenced to suffer rigorous imprisonment for two years, respectively. The applicant is also convicted for the offence punishable under Section 13(2) of the Prevention of Corruption and and sentenced to suffer rigorous imprisonment for three years. The sentences are directed to run concurrently. The total fine amount imposed on the appellant is to the tune of Rs.75,000/-. Learned counsel for the appellant submitted that the trial Court has suspended the sentence after the judgment of conviction to enable the appellant to prefer Appeal against the impugned judgment. The fine amount has been deposited in the trial Court.

2 Learned counsel for the respondents submitted that now applicant/appellant has been convicted for the aforesaid offences.

3 The sentence imposed by the learned Court is of short term. The appellant/applicant was on bail during the trial. The fine amount has been deposited in the trial Court. The sentence of imprisonment has been suspended for a temporary period.

4 In the light of the aforesaid circumstances, this application has to be allowed.

5 Hence, I pass the following order:

:: ORDER ::

- (i) Interim Application No.3093 of 2021, is allowed;
- (ii) During the pendency of criminal Appeal No.1028 of 2021, the sentence of imprisonment awarded by Special Judge (CBI-ACB), Pune vide judgment and order dated 30th November, 2021, in Special Case (ACB) No.20 of 2018, is suspended and the applicant/appellant is directed to be released on bail on executing P.R. Bond in the sum of 20,000/-, with one or more sureties in the like amount;
- (ii) The applicant/appellant is permitted to furnish cash bail in the sum of Rs.20,000/-, for a period of eight weeks, in lieu of surety;
- (iii) Interim Application No.3093 of 2021, stand disposed of accordingly.

(PRAKASH D. NAIK, J.)