

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CRIMINAL APPLICATION (APPA) NO.9/2022

IN

CRIMINAL APPEAL NO.8/2022

Amol S/o. Gunderao Dhobale Vs. State of Maharashtra

Office Notes, Office Memoranda of Coram,
appearances, Court's orders or directions
and Registrar's orders

Court's or Judge's orders

Mr. R. M. Daga, Advocate for Applicant.
Mr. S. D. Sirpurkar, A.P.P. for Respondent/State.

CORAM : SURENDRA P. TAVADE, J.

DATE : 10/01/2022.

1. This is an application for suspension of sentence and grant of bail.

2. Perused the application and judgment of Trial Court. The applicant was tried for the offences punishable under Sections 353, 294, 506, 323 and 351 of the Indian Penal Code. He was held guilty and convicted for the offences punishable under Sections 353 and 323 of the Indian Penal Code and sentenced to suffer rigorous imprisonment of 2 years and 3 months respectively. No separate sentence was passed for the offence punishable under Section 351 of the Indian Penal Code.

3. The applicant was on bail during the trial. Even after the conviction, he was released on bail. Hence, learned counsel for the applicant submits that he may be released on bail.

4. Heard learned Additional Public Prosecutor for the State.

5. In view of the sentence passed against the applicant, the applicant is entitled for bail as the appeal may not be come up for hearing within short period. Hence, I pass the following order :

ORDER

- i. The application is allowed.
- ii. The sentence imposed upon the applicant is hereby suspended till final hearing of this appeal.
- iii. The applicant is ordered to be released on bail on his executing a P.R. Bond in the sum of Rs.15,000/- with a solvent surety in the like amount.
- iv. The applicant is directed to attend hearing of this appeal as and when directed.

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1. **ADMIT.**
2. Mr. S. D. Sirpurkar, learned Additional Public Prosecutor waives service on behalf of the respondent/State.
3. Call for record and proceedings in Sessions Case No.132/2021.

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