

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

**937 CRIMINAL APPLICATION NO.1023 OF 2023
IN APEAL/563/2022
WITH
APEAL/563/2022**

Akash Devidas Waghmare

...Applicant

VERSUS

1. The State of Maharashtra

2. X.Y.Z.

...Respondents

...

Advocate for Applicant : Mr. M.D.Deshmukh h/f Mr.Bobde Sopan G.

APP for Respondents-State : Mr.A.A.Jagatkar

Advocate for Respondent No. 2 : Mr. Sohil Subhedar (appointed in
Cri. Appeal No. 563 of 2022)

...

CORAM : R. G. AVACHAT, J.

DATE : 21.03.2023.

PER COURT :

1. Heard,

2. At the time when the offence was committed, the applicant was around 18 years of age. He has been convicted and sentenced to suffer R.I. for 10 years. He has been in jail for little over 5 years. In view of the same the application is allowed in terms of the following order :

ORDER

- (a) The application is allowed.
- (b) Pending the appeal, the execution of substantive sentences of imprisonment imposed upon the applicant by the learned Special Judge/A.S.J. Vaijapur, District Aurangabad in Special (POSCO) Case No. 7 of 2018, by the judgment and order dated 07.07.2022 to stand suspended and the applicant is released on bail, on his executing P.R. bond in the sum of Rs.15,000/- (Rupees Fifteen Thousand) with one surety in the like amount.

(R. G. AVACHAT)
JUDGE

mahajansb/