

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

951 CRIMINAL APPLICATION NO.2715 OF 2023
IN APEAL/664/2023

ARUN SATVAPPA KHARAT
VERSUS
THE STATE OF MAHARASHTRA AND ANOTHER

...
Advocate for Applicant : Mr. Krushna S. Solanke & Mr. Udhav Vishal V.
APP for Respondent – State : Mr. V.S. Badakh
...

CORAM : R. M. JOSHI, J.
DATE : AUGUST 1, 2023

PER COURT :

. Heard.

2. Learned APP waives notice on behalf of respondent no.1
– State.

3. Applicant has been convicted for the offence under
Section 8 of the Protection of Children from Sexual Offences Act,
2012 and sentenced to undergo rigorous imprisonment for 3 years
with fine. Learned counsel for applicant states that substantive
sentence imposed upon present applicant is suspended by learned
Trial Court till today. He further states that if liberty of applicant is

not protected, present appeal becomes infructuous. In view of above, following order is passed:

ORDER

- (i) Criminal Application stands allowed.
- (ii) The substantive sentence imposed upon applicant by Judgment and order dated 01.06.2023 passed by the Additional Sessions Judge, Parbhani in Special Case No. 128 of 2021 stands suspended till 21.08.2023.
- (iii) Applicant to furnish PR Bond of Rs.15,000/- (Rs. Fifteen Thousand only) with one solvent surety in the like amount.
- (iv) Bail before the Trial Court.

[R. M. JOSHI]
JUDGE