



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

CRIMINAL APPEAL NO. 598 OF 2023

(VIJAY DATTUJI URKUDKAR VS STATE OF MAH. THR. PSO PS ALLIPUR TAH.HINGANGHAT
DIST.WARDHA)

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. Patwardhan, Advocate for applicant.
Mr. S. M. Ghodeswar, APP for respondent State.

CORAM : M. W. CHANDWANI, J.

DATE : 06/09/2023

CRIMINAL APPLICATION (APPA) NO. 964 OF 2023

By the present application the applicant is seeking suspension of substantive sentence and grant of bail under Section 389 of the Criminal Procedure Code.

2. The applicant has been convicted for the offence punishable under Section 324 of the Indian Penal Code, 1860 and is sentenced to suffer rigorous imprisonment for two years and to pay fine of Rs.25,000/-.

3. Learned counsel for the applicant submitted that the applicant has paid fine amount and during the trial the applicant was on bail.

4. Considering the nature of allegation and quantum of punishment, a case is made out for suspension of substantive sentence. Hence the following order :-

(a) Pending the appeal, substantive sentence passed in Sessions Case No.56/2017 dated 10/07/2023 shall remain suspended and accused be released on bail on furnishing PR bond of Rs.25,000/- (Rupees Twenty Five Thousand only) with one solvent surety in the like amount.

(b) The applicant shall give an undertaking that he shall appear before this Court as and when directed.

5. Application is disposed of.

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Heard.

2. **Admit.**

3. Issue notice to the respondent. Learned APP waives notice on behalf of respondent State.

4. Call for Record and Proceedings.

[M. W. CHANDWANI J.]