



Diksha Rane

9. APEAL 13624.doc

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

**CRIMINAL APPEAL NO.136/2024
WITH
INTERIM APPLICATION NO.587/2024
IN
CRIMINAL APPEAL NO.136/2024**

SHUBHAM BABU KUSALKAR

..APPELLANT/APPLICANT

VS.

THE STATE OF MAHARASHTRA & ANR.

..RESPONDENTS

Adv. Seema Dighe i/b. Adv. Priyal Sarda for the
appellant/applicant.

Smt. S. D. Shinde, APP for the State.

CORAM : M. S. KARNIK, J.

DATE : FEBRUARY 12, 2024.

P.C. :

1. Leave to amend so as to mask the name of the
respondent no.2. Learned counsel for the
appellant/applicant submits that this error has been crept in
inadvertently.

2. Leave is granted. Amendment to be carried out
forthwith.

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3. Admit.
4. Call for record and proceeding.
5. Learned APP waives service on behalf of the State.

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6. Heard learned counsel for the applicant.
7. This is an application for suspension of sentence and for bail. The applicant is convicted for the offence punishable under Section 354, 354-A(1)(i), 354-D, 506(II) of the Indian Penal and is sentenced to suffer rigorous imprisonment for one year and to pay fine. The fine amount has been paid.
8. Learned APP opposed the application.
9. Considering the short sentence imposed, as the appeal is not likely to be heard any time soon and after going through the materials on record with the assistance of learned counsel for the applicant and learned APP, I am inclined to suspend the sentence and to enlarge the applicant on bail.

10. The sentence is suspended. The applicant shall be released on bail on his furnishing P.R. bond in the sum of Rs.15,000/- with one or more sureties in the like amount.

11. The applicant shall report to the trial Court once in six months every first Monday of the concerned month between 11.00 a.m. to 1.00 p.m., commencing March 2024.

12. The application is disposed of.

(M. S. KARNIK, J.)