

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

**INTERIM APPLICATION NO.2197 OF 2024
IN
CRIMINAL APPEAL NO.587 OF 2024**

Rish Purushottam Sarawagi & Ors. Applicants

versus

The State of Maharashtra & Anr. Respondents

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- Mr. Rajiv Patil, Senior Advocate a/w Viral Rathod a/w Vishwatej Jadhav a/w Saurav More i/b. Tushar Dube, Advocate for Appellants.
- Smt. Manisha R. Tidke, APP for the State/Respondent.

**CORAM : SARANG V. KOTWAL, J.
DATE : 18th JUNE, 2024**

P.C. :

1. The first informant is present in the Court. She seeks time to engage an advocate. In the interest of justice I am inclined to grant her time to engage an advocate.

2. Heard Mr. Rajiv Patil, learned Senior counsel for the Applicants and Smt. Manisha R. Tidke, learned APP for the State.

3. The Applicant Nos.2 to 4 are on bail as submitted by learned Senior Counsel pursuant to the order passed u/s 389 of Cr.P.C. after their conviction and sentence. The Applicants were accused in Sessions Case No.891 of 2023 before the Additional Sessions Judge, Belapur. The Applicant No.1 is in custody. The Applicants were convicted for the offence punishable u/s 493, 494, 495 r/w 34 of the Indian Penal Code. The Applicant No.1 was sentenced to suffer rigorous imprisonment for 7 years and to pay a fine of Rs.5,000/- and in default of payment to suffer rigorous imprisonment for two months. The other accused were sentenced to suffer rigorous imprisonment for two years and to pay a fine of Rs.2,500/- and in default of payment to suffer rigorous imprisonment for one month each.

4. Learned Senior Counsel submits that even the Applicant No.1 was on bail during trial. Since the first informant is seeking time, I am granting time to her. Learned Advocate on record for the Applicants/Appellants shall add the first informant as a party Respondent in the Appeal as well as in the

application. The amendment shall be carried out forthwith without disclosing her identity. The order of suspension of sentence passed by the Additional Sessions Judge, Belapur, on 08/05/2024 in respect of the Applicant Nos.2 to 4 shall be continued till the next date.

5. Stand over to 27/06/2024.

(SARANG V. KOTWAL, J.)