

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

INTERIM APPLICATION NO. 3997 OF 2024

IN

CRIMINAL APPEAL NO. 1086 OF 2024

Dnyaneshwar Maruti Jumare and Ors.

... Appellants/
Applicants

Versus

State of Maharashtra

... Respondent

.....

Mr. Siddharth Gharat i/b. Khare Vikrant Anil, Advocate for the
Appellant/Applicants.

Ms. S.D.Shinde, APP for Respondent – State.

PSI – R.U. Bhagwat, Karjat Police Station.

CORAM : SHIVKUMAR DIGE, J.

DATED : 26th NOVEMBER, 2024.

P.C. :

1. Heard learned counsel for the applicant.
2. Learned counsel for the applicants submits that applicant has been convicted under Sections 353, 332, 171-C, 504, 506 read with 34 of Indian Penal Code, 1860 (for short “IPC”) and under Section 19 of Maharashtra Village Panchayat Act, 1959 in respect of assault to public servant and deterring him from discharging his duty and disorderly conduct near polling station and undue influence at election and sentenced to suffer different sentences in above referred Sections. The maximum sentence is for six months and fine of Rs.1,000/- and total fine is Rs.3,750/- each. The applicant has deposited the fine amount. The Trial Court has suspended the sentence till appeal period, hence requested to

allow the application.

3. Learned APP strongly objected to allow the application and requested to reject the application.

4. I have heard both the learned counsel. The sentence imposed on the applicant in short term sentence. He was on bail, during the trial he has not misused the liberty. The learned Sessions Court has suspended the sentence during the appeal period and has granted interim bail to the Applicant.

5. Having heard the learned counsel for the parties, the following order is passed:

ORDER

- (i) The sentence imposed on the applicant is hereby suspended till disposal of the appeal, subject to the applicant furnishing a P.R. bond in the sum of Rs.25,000/- with one or two sureties in the like amount.
- (ii) The bail bonds to be furnished before the learned Sessions Judge.
- (iii) The Criminal Interim Application is disposed of.

(SHIVKUMAR DIGE, J.)