



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**901 CRIMINAL APPLICATION NO. 2525 OF 2025
IN CRIMINAL APPEAL NO. 730 OF 2023**

**SHAIKH IRSHAD SHAIKH IBRAHIM
VERSUS
THE STATE OF MAHARASHTRA**

...
Advocate for Applicant : Mr.S.N.Deshmukh h/f. Adv.Mohsin
Khan
APP for Respondent-State : Mr.V.M.Jaware
...

**CORAM : ARUN R. PEDNEKER, J.
DATE : 23.07.2025**

P.C. :

1] The present application has been filed by the applicant for suspension of substantive sentence imposed on the applicant in Sessions Case No.83/2013, by order dated 31.10.2022, by learned Additional Sessions Judge, Aurangabad. The applicant has been convicted thus:

The applicant is convicted for the offence punishable under Section 307 r/w. 34 of the IPC and sentenced to suffer R.I. for the period of 10 years and to pay fine of Rs.10,000/- in default of payment of fine, the applicant shall further undergo imprisonment for one year.

The applicant is further convicted for the offence punishable under Section 323 r/w. 34 of the IPC and sentenced to suffer R.I. for the period of 1 year.

2] The learned counsel for the applicant submits that the applicant is arrested on 2nd October, 2012 and the applicant has already served this sentence.

3] Considering the submissions of the applicant, I pass the following order :

ORDER

i] Criminal Application is allowed.

ii] The substantive sentence imposed on the applicant in Sessions Case No.83/2013, by order dated 31.10.2022, by learned Additional Sessions Judge, Aurangabad, stands suspended till the final hearing and disposal of Criminal Appeal.

iii] The applicant be released on bail, on furnishing P.R.bond of Rs.20,000/-, with two sureties in the like amount. Bail before the trial Court.

iv] Criminal Application is disposed of accordingly.

[ARUN R. PEDNEKER]
JUDGE