



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

CRIMINAL APPEAL NO. 78 OF 2025

Ashok Rajaram Gote

Vs.

The State of Maharashtra, through PSO, PS. Washim (Rural)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. M.N. Ali, Advocate for the Appellant.

Mr. A.G. Mate, APP for the Respondent.

CORAM : G. A. SANAP, J.

DATED : 11th FEBRUARY, 2025.

. Heard.

2. **ADMIT.**

3. Issue notice to the respondent.

4. Learned APP waives service of notice on behalf of
the respondent.

5. Call for the record and proceedings.

CRIMINAL APPLICATION (APPA) NO. 140 OF 2025

6. Heard.

7. Issue notice to the respondent.

8. Learned APP waives service of notice on behalf of
the respondent.

9. This is an application filed by the appellant/accused
for suspension of his sentence and grant of bail.

10. The appellant/accused has been convicted by the
learned Sessions Judge, Washim in Spl. Atrocity Case
No.185/2020 *vide* judgment and order dated 08.01.2025 for
the offence punishable under Sections 294, 341 and 506 of the

Indian Penal Code, 1860. He is sentenced to suffer rigorous imprisonment for six months and to pay a fine of Rs.300/-, in default to suffer simple imprisonment for three days.

11. The grounds have challenged to the impugned judgment and order. The maximum sentence awarded by the learned Sessions Judge is six months rigorous imprisonment. The accused has deposited the fine amount. The learned Sessions Judge on pronouncement of judgment and order suspended the sentence. In my view, considering the fact that this appeal would take its own time for final adjudication and the sentence is of six months imprisonment, it would be just and proper to allow the application and suspend the sentence.

12. Accordingly, the application is **allowed**.

i] The sentence awarded by the learned Sessions Judge, Washim, shall remain suspended during the pendency of the appeal.

ii] Appellant – Ashok Rajaram Gote be released on bail on his furnishing P.R. bond in the sum of Rs.25,000/- (Rs. Twenty Five Thousand) with one surety in the like amount.

iii] The bail before the trial Court.

13. The application stands disposed of accordingly.

(G. A. SANAP, J.)

Vijay