2026:BHC-AUG:54272

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

908 CRIMINAL APPLICATION NO. 4704 OF 2026
IN APPEAL/937/2026

Shafiq Sikandar Chaugule,
Age 55 yrs., Occ. Driver,
R/o Sakur, Tq. Sangamner,
Dist. Ahmednagar.

... Applicant

... Versus ...

The State of Maharashtra
Through Police Inspector,
Police Station, Ghargaon,
Tq. Sangamner, Dist. Ahmednagar.

... Respondent

...

Mr. K.N. Shermale, Advocate for applicant

Mr. N.D. Raje, APP for sole respondent

...

CORAM : ABHAY S. WAGHWASE, J.

DATE : 04th NOVEMBER, 2026

ORDER :

. Present application is filed for suspension of substantive sentence for grant of regular bail, as a result of judgment and order of conviction dated 13.10.2026 rendered by learned Additional Sessions Judge,

Sangamner, Tq. Sangamner, Dist. Ahmednagar in Sessions Case No.24/2018.

2 It is submitted that applicant came to be convicted for offence under Sections 323 and 506 of the Indian Penal Code, 1860 and maximum sentence is three months with fine. That, fine amount is paid. That, appeal against conviction has been preferred, but the same may not be heard in immediate near future. For all above reasons relief of suspension of sentence and grant of bail is urged for.

3 Learned APP opposed on the ground that on full fledged trial conviction is recorded.

4 After taking into account the above submissions and precisely, the short term sentence awarded by trial Court and as the appeal being of 2026 may not be heard earlier, relief of suspension of sentence as prayed is granted. Hence, following order.

**ORDER**

(i) Criminal Application stands allowed.

(ii) The substantive sentence imposed on the applicant **Shafiq Sikandar Chaugule** in Sessions Case No.24/2018 by the learned Additional Sessions Judge, Sangamner, Tq. Sangamner, Dist. Ahmednagar vide

Judgment and order dated 13.10.2026, stands suspended till the final hearing and disposal of Criminal Appeal No.937 of 2026.

(iii) The applicant be released on P.R. Bond of Rs.15,000/- (Rupees Fifteen Thousand only) with two solvent sureties in the like amount.

(iv) The applicant shall not commit any criminal activity.

(v) The applicant shall remain present before the learned trial Judge once in six months, till final hearing and disposal of the appeal, commencing from the date he tenders bail papers and thereafter, the trial Judge to fix dates for his subsequent appearances.

(vi) In case of two consecutive defaults on the part of the applicant to remain present before the trial, the trial Court to inform this Court about the same and in that eventuality, the prosecution would be at liberty to file an application for cancellation of bail granted to the applicant.

(vii) Bail before the trial Court.

**( ABHAY S. WAGHWASE, J. )**

agd