IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CRIMINAL APPLICATION NO. 4713 OF 2026
IN CRIMINAL APPEAL NO. 946 OF 2026

Chhotelal Aalgu Pal,
Age 52 years, Occupation Labour,
R/o Gopalpur, Taluka Kazhipur,
District Sultanpur, State Uttar Pradesh. … Applicant

Versus

The State of Maharashtra
Through Police Station Officer,
Ghargav Police Station,
Ghargav, Taluka Sangamner,
District Ahmednagar. … Respondent

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Mr. Satyajeet S. Dixit, Advocate for the Applicant.
Mr. V. S. Badakh, APP for the Respondent-State.

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CORAM : ABHAY S. WAGHWASE, J.

DATED : 04 NOVEMBER 2026

PER COURT :-

1. This is an application for suspension of sentence and grant of bail by virtue of the judgment and order of conviction dated 06.10.2026 passed by learned Additional Sessions Judge, Sangamner in Sessions Case No. 38 of 2024.

2. Learned counsel pointed out that, vide above judgment, applicant is convicted for offences punishable under Sections 304,

279, 337, 338 of IPC and maximum sentence awarded is, imprisonment for three years. That, said judgment and order of conviction is under challenge. That out of three years, applicant is behind bars for over one year and thereafter he was on bail. That, during trial, applicant was on bail. As appeal may not be heard earlier, learned counsel prays for relief of suspension of sentence and grant of bail.

3. Learned APP opposed on the ground that, on full fledged trial conviction has been rendered.

4. After considering the above submissions, the nature of offence, the quantum of sentence, the period already undergone, and as appeal being of the year 2026, it may not be heard earlier, relief as prayed deserves to be granted. Hence, the following order :

ORDER

I. Criminal Application is allowed.

II. The substantive sentence imposed on the applicant Chhotelal Aalgu Pal in Sessions Case No. 38 of 2024 by the Additional Sessions Judge, Sangamner on 06.10.2026 stands suspended till the final hearing and disposal of Criminal Appeal No. 946 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 court, 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.]

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