2026:BHC-AUG:54488

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CRIMINAL APPLICATION NO. 4717 OF 2026
IN
CRIMINAL APPEAL NO. 949 OF 2026

Vishnu Ganpat Gore
Age: 58 years Occu.: Agriculturist,
R/o. Sonnathadi, Tq. Majalgaon,
District Beed. **... Applicant**
[Accused]

Versus

State of Maharashtra
Through Officer Incharge,
Police Station Majalgaon (City),
District Beed. **... Respondent**

.....

Mr. Sudarshan J. Salunke, Advocate for the Applicant.
Mr. G. O. Wattamwar, APP for the Respondent-State.

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CORAM : ABHAY S. WAGHWASE, J.

DATE : 04.11.2026

ORDER :

1. The present application seeks suspension of sentence awarded to the applicant in Sessions Case No.09 of 2025 by the learned Additional Sessions Judge, Majalgaon, District Beed, vide judgment and order dated 21.10.2026, thereby convicting the applicant of the offence punishable under Section 132, 352 of the Bharatiya Nyaya Sanhita [BNS]. The applicant has also prayed for his release on bail.

2. Learned Counsel for the applicant submitted that maximum sentence awarded for offence under Sections 132, 352 of BNS is imprisonment for six months. That, applicant was on bail during trial. That, fine amount is deposited. For such reasons, relief of suspension of sentence and grant of bail is urged for.

3. Learned APP opposed the application on the ground that on full fledged trial conviction has been recorded.

4. After hearing aforesaid submissions and taking into account the fact that applicant has been convicted for offences punishable under Sections 132 and 352 of the BNS, for which maximum sentence is imprisonment for six months, that the applicant was on bail during trial, that the fine amount has been paid and that the appeal, being of the year 2026, may not be heard in the immediate near future, the relief as prayed for deserves to be granted. Hence, I proceed to pass the following order:

ORDER

I. Criminal Application stands allowed.

II. The substantive sentence imposed on the applicant - **Vishnu Ganpat Gore** in Sessions Case No.09 of 2025 by the learned Additional Sessions Judge, Majalgaon, District Beed, vide

judgment and order dated 21.10.2026 stands suspended till the final hearing and disposal of Criminal Appeal No.949 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.]

scm