

S.S.Kilaje

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 4496 OF 2025
IN
CRIMINAL APPEAL NO. 1198 OF 2025**

1 M/s. Karan Cans Pvt Ltd.
2 Vinod Bhatia
3 Kunal Bhatia ... Applicants

Versus

The State of Maharashtra & Anr. ... Respondents

Mr. R. Sathyanarayan a/w. Ms. Aparna Ashtivkar i/b.Ms. Priyanka Nayak,
Advocates for the Applicants.

Smt. R.D.Humane, APP for the State.

Mr. Amit Munde, Special P.P. a/w. Mr. J. Vohra, for Respondent No.2-CBI.

CORAM : SHIVKUMAR DIGE, J.

DATE : 14th JANUARY, 2026.

P.C. :

1. By this Application, the Applicant No.2 and Applicant No.3 are seeking suspension of sentence.

2. It is contention of learned counsel for the Applicants that Applicant No.2 and Applicant No. 3 have been convicted under Section 120-B read with Section 420 of Indian Penal Code, 1860 (for short "IPC") and sentenced to undergo simple imprisonment for a period of two years and to pay a fine of Rs.5,000/-. In default of payment of fine Applicant Nos. 2 and 3 to undergo simple imprisonment for a period of three months. During the trial Applicant Nos. 2 and 3 were on bail. The Trial Court has

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suspended the sentence. The Applicant Nos. 2 and 3 have deposited the fine amount, hence requested to allow the Interim Application.

3. Learned APP strongly objected to allow the Application on the ground if Applicant Nos. 2 and Applicant No.3's sentence is suspended, they may abscond, hence requested to reject the Application.

4. I have heard both learned counsel. Perused impugned Judgment and order. The sentence imposed on the Applicant No.2 and Applicant No.3 is a short term sentence. During trial Applicant No.2 and Applicant No.3 were on bail. They have not misused liberty. Learned Trial Court has suspended the sentence. In view of above, I pass following order.

ORDER

- i. The substantive sentence imposed on the Applicant No.2- Vinod Bhatia and Applicant No.3- Kunal Bhatia in CBI Special Case No. 81 of 2000 is suspended till disposal of the appeal.
 - ii. The Applicant No.2 and Applicant No.3 be enlarged on bail on furnishing P.R.Bond in the sum of Rs. 30,000/- each, with one or two sureties in the like amount.
 - iii. The bail bond to be furnished before the Trial Court.
5. Interim Application stands disposed of.

(SHIVKUMAR DIGE, J.)