

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****INTERIM APPLICATION NO. 4794 OF 2025****IN****CRIMINAL APPEAL NO. 83 OF 2026**

Babu @ Ranjit Ramesh Dalvi

... Applicant

V/s.

The State of Maharashtra & Anr.

... Respondents

Mr. Ravishankar Thombare for Applicant.

Smt. Madhavi H. Mhatre, A.P.P. for Respondent-State.

Mr. Savankumar Waghmare, PSI, Dehu Road Police Station, Pimpri-Chinchwad, present.

**CORAM : A. S. GADKARI AND
KAMAL KHATA, JJ.****DATE : 23rd April 2026****P.C. :**

1) Applicant (original accused No.3) is convicted under Sections 302, 143 and 149 of the Indian Penal Code and is sentenced to suffer imprisonment for life by the learned Additional Sessions Judge, Vadgaon Maval, District Pune, by its Judgment and Order dated 26th June 2025, in Sessions Case No.152 of 2022.

2) The date of arrest of Applicant is 10th March 2016. Since the date of his arrest, the Applicant is behind bars. The Nominal Roll of the Applicant produced by the learned APP indicates that, as of today, the

Applicant has undergone more than 10 years, two months and 25 days of actual imprisonment. It is thus clear that, the Applicant is in incarceration at pre-trial stage and post conviction for more than 10 years.

3) In view of the observations made by the Hon'ble Supreme Court in the case of *Saudan Singh Vs. State of Uttar Pradesh, reported in 2022 SCC OnLine SC 697* and *Suleman Vs. The State of Uttar Pradesh, in Miscellaneous Application No. 764 of 2022, dated 15th September 2022*, as the Applicant has already undergone about 10 years of actual imprisonment and there is no chance of hearing his substantive Appeal in the near future, the substantive sentence imposed upon the Applicant can be suspended and he can be released on bail.

4) Hence, the following Order :-

[i] During the pendency of Appeal preferred by the Applicant, the substantive sentence imposed upon the Applicant vide Judgment and Order dated 26th June 2025, passed by the learned Additional Sessions Judge, Vadgaon Maval, District Pune, in Sessions Case No. 152 of 2022, is suspended and the Applicant be released on bail on his furnishing PR bond of Rs. 50,000/- with one or two local sureties in the like amount.

[ii] After his release from jail, the Applicant shall attend the Dehu Road Police Station, Pune, on every first Monday of each month between 11.00 a.m. and 1.00 p.m. initially for a period

of one year and thereafter on every first Monday between 11.00 a.m. and 1.00 p.m. of every third calendar month i.e. four times in a year till the disposal of Appeal.

[iii] Any two consecutive defaults in complying with the above condition will attract the provisions of cancellation of Bail.

5) Application is allowed in the aforesaid terms.

(KAMAL KHATA, J.)

(A.S. GADKARI, J.)