

N.S.Kamble

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 82 OF 2026
WITH
INTERIM APPLICATION NO. 83 OF 2026
IN
CRIMINAL APPEAL NO. 34 OF 2026

NILAM
SANTOSH
KAMBLE

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Tabrej Sayyad Rahimatulla Sayyad

... Applicant

Versus

State Of Maharashtra

... Respondent

Mr. Deepak Tambe, for the Applicant/Appellant.
Mr. S.S. Pednekar, APP for Respondent-State.

CORAM : SHIVKUMAR DIGE, J.

DATE : 17th JANUARY, 2026

P.C.:

. Both these applications are for suspension of sentence and for bail.

2. Heard learned counsel for the Applicant and the learned Additional Public Prosecutor.

3. The Applicant has been convicted for the offence punishable under Section 352, 332, 504, 506 of the Indian Penal Code ('IPC' for

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short). The maximum sentence imposed on the Applicant is one year Simple Imprisonment ('SI' for short) for each Section. The learned Additional Sessions Court has suspended the sentence during the appeal period and has granted interim bail to the Applicant.

4. During the trial the Applicant was on bail. It may take time to dispose of the Appeal. Hence, requested to allow the Application.

5. The learned APP strongly objected to allow the Application on the ground that if the Applicant released on bail, he may abscond. Hence, requested to reject the Application.

6. Considering the submission of both learned counsel as well as sentence imposed on the Applicant is short term sentence. During trial Applicant was on bail. He has not misused the liberty. It may take time to dispose of the appeal. Considering these facts, the sentence is suspended till final disposal of the Appeal.

7. The Applications are disposed of in the following terms.

ORDER

(i) The substantive sentence of imprisonment awarded to the applicant is hereby suspended pending disposal of the appeal.

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- (ii) The Applicant-Tabrej Sayyad Rahimatulla Sayyad, be enlarged on bail in Crime No.128 of 2015 registered with Colaba Police Station, Mumbai, on furnishing PR bond of Rs.25,000/- with one or two sureties in the like amount.
- (iii) The bail bonds to be furnished before the learned Additional Sessions Judge.
- (iv) The Criminal Applications are disposed of.

(SHIVKUMAR DIGE, J.)