



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

CRIMINAL APPLICATION (APPA) NO.1022/2025 IN CRIMINAL APPEAL
NO. 615/2025

Shivprasad Rameshwar Pandule and others

Vs.

State of Maharashtra and others

.....
Office Notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders

Court's or Judge's order

.....
Mr. S.D.Chande, Mr. Raju Kadu, Mr. Ganesh Wankhede, Advocates
for Appellants/applicants.

Mr. U.R.Phasate,, A.P.P for Respondent/State.

CORAM : NEERAJ P. DHOTE, J.

DATED : 09.01.2026

1. This is an application for suspension of sentence imposed by the learned Additional Sessions Judge, Washim in Sessions Case No.69/2019, by judgment and order dated 28.11.2025 convicting the applicants/appellants for the offences punishable under Sections 498-A and 304-B read with Section 34 of the Indian Penal Code and sentencing them to suffer rigorous imprisonment for seven years and to suffer R.I. for one year and to pay a fine of Rs. 25,000/- each in default to suffer further imprisonment of 15 days.

2. Heard the learned Advocate for the applicants/appellants and the learned APP for the State.

3. The case of the prosecution is that the deceased was the daughter of first informant. She was married to applicant no.1 on 27.4.2018. There was a demand of money by the applicants/appellants and the deceased was subjected to harassment on account of dowry. The deceased had been

residing with her parents for about four to five months prior to the incident. Before eight days of the incident the quarrel came to the matrimonial home and died of burn injuries. The incident was reported to the police and crime was registered against the applicants/appellants.

4. With the assistance of both sides, I have gone through the relevant record. The evidence of the parents of the deceased does not disclose any specific demand of dowry at the hands of the applicants. Their evidence indicates that there was demand towards expenses of marriage. It further reveals from their evidence that the harassment was in the nature of giving taunts and beating. The evidence on record also shows that most of the time the deceased had been residing with her parents. The sentence awarded is term sentence of seven years imprisonment. The applicants were on bail during trial. They are behind bars for a period of six months. The appeal is not likely to be heard in near future. In this view of the matter, I proceed to pass the following order:

ORDER

- (i) The application is allowed.
- (ii) The sentence imposed by the learned Additional Sessions Judge, Washim by judgment and order dated 28.11.2025 in Sessions Trial No.69/2019 convicting the applicants/appellants for the offences punishable under Sections 498-A, 304-B read with Section 34 of the Indian Penal Code in Crime No.22/2019 registered by Ansing Police Station is hereby suspended till the final disposal of the Criminal Appeal.

- (iii) The applicants/appellants be released on P.R.Bond of Rs.15,000/-(Rupees fifteen thousand only), with one surety each in the like amount.
- (iv) Bail before the Trial Court.
- (v) The applicants/appellants shall cooperate in the early hearing of the Criminal Appeal.
- (vi) The application stands disposed of.

(NEERAJ P DHOTE, J.)