

MHTH010045282026



Criminal Appeal No. 100/2026

Amruta Prashant Sadadekar

.. Applicant
Org. Accused

Vs.

1. Sharad Shivaji Kumbhar
2. The State of Maharashtra

.. Org. Complainant
.. Respondents

Common Order below Exh.4 & 6

1. In criminal appeal moved under Section 415 of Bharatiya Nagrik Suraksha Sanhita, 2023 the appellant has filed application Exh.6 for bail and application at Exh.4 under Section 430 (1) of BNSS for suspension of sentence in impugned judgment and order passed by the learned Additional Chief Judicial Magistrate, Court No.10, Thane in S.C.C.No.10999/2023 decided on 01.07.2026 to have committed the offence punishable under Section 138 of Negotiable Instruments Act and thereby sentencing them to suffer simple imprisonment for the period of six months and to pay compensation of Rs.7,70,000/- and in default to suffer further simple imprisonment of three months and for releasing the appellant on bail.

2. I heard learned advocate for the appellant. He has submitted that, the appellant is ready to deposit 20% out of the compensation amount of Rs.7,70,000/-.

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3. As the appellant is ready to deposit 20% amount and whereas the accused/appellant was on bail during the entire period of trial and therefore, it would be just and proper to suspend the execution of substantive sentence and to release the appellant on bail, on imposing certain conditions and after depositing the 20% of Rs.7,70,000/- . Hence, I proceed to pass the following order -

ORDER

1. The applications Exh. 4 & 6 are allowed.
2. After depositing the 20% of the compensation amount of Rs.7,70,000/-, the execution and operation of sentence of imprisonment passed in S.C.C. No.10999/2023 decided on 01.07.2026 is suspended till disposal of the main appeal.
3. After depositing the 20% of compensation amount of Rs.7,70,000/-, the appellant shall be released on execution of PB and SB of Rs.25,000/-.
4. The appellant shall attend the Court on given dates without fail.
5. Writ be issued to the learned Trial Court accordingly.
6. R & P be called out from the learned Trial Court.
7. Accused shall comply with the above conditions without fail on or before 07.09.2026.

Thane
Date : 07.08.2026

(M. S. Lone)
Additional Sessions Judge, Court
No.7, Thane.