

MHAK010005752026



Cri. Appeal No. 67/2026
Rajesh Rathi Vs. Buldhana Urban

Order below Exh. No. 05.

[Passed on 09th February, 2026]

The appellant/accused has prayed for suspension of sentence of imprisonment of One Year and compensation/fine of Rs. 75,00,000/- imposed by judgment dtd. 06.01.2026 by Ld. Trial Court of ACJM (Court No.08) Akola. As per the contention of appellant he has good case on merit. If the sentence is not suspended then the very purpose of appeal will be frustrated. It appears that, the appeal is moved within the period of limitation. If during the period of appeal the sentence is not suspended the appeal become infructuous. While doing so, it is also just and necessary to direct the appellant to deposit 20% of fine amount imposed by Ld. Trial Court. Hence the order:-

ORDER

- 01]** The application at Exh. 05 is allowed.
- 02]** The sentence of imprisonment imposed by Ld. ACJM (Court no.08) Akola in S.C.C. No. 2929/2018 is hereby suspended vide Section 430(1) of BNSS till decision of appeal.
- 03]** The appellant to furnish bail in the nature of P. R. Bond of Rs. 25,000/- and solvent surety of like amount.

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- 04]** The appellant to deposit 20% of the amount of fine/compensation (i.e. 20% of amount of Rs.75,00,000/-) imposed by Ld. ACJM (Court no. 08) Akola within 60 days from the date of this order.
- 05]** Inform the Ld. ACJM (Court no.8), Akola.

Date : 10.02.2026

(Rahul A. Shinde)
D.J.-3 and ASJ, Akola