

MHBI010023552025	<u>CRIMINAL APPEAL No. 89 of 2025</u> Mahadev s/o Madanrao Khande Vs. Navnath s/o Shriran Khande & State.
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ORDER BELOW EXHIBIT .

This is an application for suspension of sentence as well as releasing the accused on bail during pendency of appeal. The applicant/accused is convicted in SCC No.1178/2014 decided on 10/06/2025 by learned Additional Chief Judicial Magistrate (Court No.9), Beed. for the offence punishable under Section 138 of the Negotiable Instruments Act and is sentenced to suffer simple imprisonment for six months and to pay fine amount of Rs.5,20,000/-. In default of payment of fine the accused shall suffer SI for one month. Ld. Advocate for the appellant/accused fairly submitted that appellant/accused shall deposit 20% amount of fine i.e. Rs.1,04,000/- in the Court within two months.

- 2) Heard learned advocate for appellant/accused.
- 3) The applicant/accused has preferred the appeal checking finding as well as observations in the impugned judgment delivered by learned Trial Court. It is desirable to maintain the position as in the Trial Court. In such circumstances, the sentence passed by learned Trial Court deserves to be suspended and the applicant/accused deserves to be released on bail till conclusion of this appeal on condition of depositing 20% amount of fine i.e. Rs.1,04,000/- in the Court within two months. Hence following order

is passed :-

ORDER

- 1] The application is allowed.
- 2] The sentence passed by learned Additional Chief Judicial Magistrate (Court No.9), Beed against applicant/accused in SCC No.1178/2014 on 10/06/2025 is hereby suspended till decision of this appeal.
- 3] The appellant/accused be released on bail on furnishing, P.B. and S.B. of Rs.15,000/-.
- 4] The appellant/accused is directed to deposit amount of Rs.1,04,000/- (In words One Lakh Four Thousand rupees only) out of the total compensation amount, within two months from the date of this order.
- 5] Inform learned Trial Court accordingly.

Date: 10/07/2025.
Beed.

(V.H. Patwadkar)
Additional Sessions Judge-1,
Beed.

:: CERTIFICATE ::

" I Affirm that the content of this PDF file are word to word as per original Judgment/Order "

Typed on :- 10/07/2025.

Checked & Signed on :- 10/07/2025.

Dt.10/07/2025.

Sd/-
(Asifali R. Sayyad)
Stenographer Gr-I
Additional Sessions Court
Beed.