

MHKO010002992026



**Cri.Appeal No. 8/2026**  
**Common order below Exh.1 and Exh.4**

This appeal is directed against the judgment and order dated 13-01-2026 in Regular Cri.Case No.1446/2024, whereby the appellants/accused are convicted for the offences punishable under sections 452, 323 and 427 of the Indian Penal Code and sentenced them to suffer S.I. for 3 (three) months and fine of Rs.1000/- each; in default to suffer S.I. for 20 days.

02. Heard learned advocate for the appellants/accused. He submitted that appellants/accused were on bail during the trial. He further submitted that the appellants/accused have every chance to get success in the appeal. He prayed for suspension of substantive sentence.

03. The appellants/accused have deposited the fine amount before the learned trial Court.

04. It will take considerable time to proceed with the appeal. The accused were on bail during the trial. There is no circumstance to take the accused in judicial custody till decision of the appeal. The substantive sentences passed against them need to be suspended till decision of the appeal.

In the result, following order is passed.

**Order**

- 1 The appeal is admitted.
- 2 Order dated 13-01-2026, passed by Judicial Magistrate First Class (Court No.1), Kolhapur in Regular Cri.Case No.1446/2024, sentencing the accused to suffer S.I. for 3 (three) months and to pay fine of Rs.1,000/- each for the offences punishable under sections 452, 323 and 427 read with 34 of Indian Penal Code is suspended till decision of the appeal.
- 3 During the pendency of the appeal the accused, who are present before this court today, are released on bail subject execution of personal bond of Rs.15,000/- each and surety in like amount.
- 4 Call R & P in Regular Criminal Case no.1446/2024.
- 5 Order be communicated to the Trial Court.

Date – 20-01-2026

( D.V. Kashyap )

Additional Sessions Judge, Kolhapur