

ORDER BELOW EXH. 5 IN CRI. APPEAL NO. 01/2024
CNR No. MHPU21-002734-2023
(Dt. 07/02/2024)

Perused application with record. Heard Ld. Adv. For appellants / accused. The Ld. trial court convicted the appellants for the offences punishable under Sections 143, 147, 323 r/w. 149 of the IPC and shall sentenced to suffer Simple imprisonment for nine months and shall pay fine of Rs. 15,000/- jointly of the accused. Being aggrieved of the same, preferred the present appeal.

2. As per the Ld. Advocate, they are having every chances to succeed in appeal. It further appears that the accused/appellants throughout the trial were on bail. There is no history of misuse of liberty. The appellants intends to prefer the appeal against the impugned order of Ld. Trial Court.

3. Considering the facts as above, it needs to suspend the sentence and to release the accused on bail. Considering the facts and circumstances, it will be just to suspend the sentence and release the accused. Thus, I proceed to pass following order -

ORDER

1. The substantive sentence along with fine passed by the Ld. Trial court dated 28/11/2023 in R.C.C. No. 93/2007 (State Vs. Shankar Avari and others) is hereby suspended till conclusion of appeal.
2. Appeal is admitted.

3. The accused shall be released on P R. bond of Rs. 10,000/- each with surety in like amount.
4. The accused shall remain present before the court on each fixed date.
5. Issue notice to respondent.
6. Matter stands over to 01/04/2024.

Khed, Pune
Date : 07/02/2024

Sd/xxx
(A. S. Sayyad)
Additional Sessions Judge - 1,
Khed-Rajgurunagar, Dist. Pune.

CERTIFICATE

I affirm that the contents of the PDF file Judgment are same word for word as per original Judgment.

Name of Steno	A. S. Shivapurkar Stenographer Grade I
Name of Court	Shri. A. S. Sayyad District Judge 1 and Additional Sessions Judge, Khed-Rajgurunagar, Pune.
Date of Order	07/02/2024
Order signed by PO	07/02/2024
on	
Order uploaded on	07/02/2024