

ORDER BELOW EXH.5 IN CRIMINAL APPEAL NO.05/2024
(Sachin Dhondiba Shelar Vs. State of Maharashtra)

1. Heard Ld. Advocate of appellant. Perused application and the record. This is appeal against the conviction imposed for the offence punishable U/s.65(e) of Bombay Prohibition Act and 3(1)/181 of M.V. Act. It is submitted by the Ld. Adv. for the appellant that the case is pending against accused, who was convicted U/s.65(e) of Bombay Prohibition Act and sentenced to suffer S.I. for 3 months and fine amount of Rs.25,000/- i.d., he shall suffer S.I. for 2 months. Further he is convicted U/s. 3(1)/181 of M.V.Act and sentence to pay of Rs.500/- So, he has filed this appeal.

2. It is alleged that, appellant is permanent resident of given address and ready to abide all conditions. He deposited fine amount of Rs.25,500/- before Ld.Trial Court & after pronouncing judgment of conviction he was released on bail by Ld. Trial Court. So, he prayed for suspension of the sentence.

3. Considering the nature of the offence, following order is passed in the interest of justice.

ORDER

1. Application is allowed.

2. In result, as per provisions of S.389 of Cr.P.C., sentence of appellant/accused is suspended till hearing of this appeal on furnishing of his P.R. of Rs.25,000/- with one or two surety/ies in like amount. Matter to proceed accordingly.

Dt. 02.03.2024.

Kamala V. Bora
Addl. Sessions Judge, Satara.