

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPEAL NO.708 OF 2019
WITH
CRIMINAL APPLICATION NO.759 OF 2019**

Narendra Chotalal Patel .. Applicant

Vs.

State of Maharashtra & Anr. .. Respondents

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Mr.Sandeep Pasbola i/b. Mr.Karl Rustomkhan, Advocate for the Applicant.

Ms.Ammeta Kuttikrishnan, Advocate for Respondent No.2-CBI.

Mrs.P.P. Shinde, APP for the Respondent-State.

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**CORAM : B. P. DHARMADHIKARI AND
PRAKASH D. NAIK, JJ.**

DATE : MAY 3, 2019.

P.C.:

Appellant/Applicant/absconding accused has been punished with life imprisonment and fine of Rs.5 crores for an offence punishable under Section 467 read with Section 120-B of Indian Penal Code.

2 Trial Court has not made full judgment or even operative part available to him.

3 Learned APP has pointed out that applicant had absconded and his trial was required to be separated. In that trial, the judgment has been delivered and he was already in custody for more than 2 and ½ years.

4 We attempted to find out that why the judgment has been delivered on 30th April, 2019. Both learned counsel have no instructions, but, they state that matter was not made time bound by any Court.

5 If judgment would have been delivered latter on, appellant/applicant would have continued in custody even today pending trial.

6 In this situation, with liberty to applicant to move for bail after copy of judgment becomes available even in vacation, we list the matter after vacation.

(PRAKASH D. NAIK, J.)

(B.P. DHARMADHIKARI, J.)