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IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL APPEAL NO.4 OF 2025

WITH

**CRIMINAL MISC. APPLICATION NO.138 OF 2025, CRIMINAL
MISC. APPLICATION NO.1 OF 2025**

CRIMINAL APPEAL NO.4 OF 2025

RAYMOND FERNANDES (IN JUDICIAL
CUSTODY AT CENTRAL JAIL COLVALE
THR NEXT FRIEND SANTANA FERNANDES) ... APPELLANT

Versus

THE STATE OF GOA, THR POLICE
INSPECTOR, CUNCOLIM POLICE STATION ... RESPONDENT

WITH

CRIMINAL MISC. APPLICATION NO.138 OF 2025

IN

CRIMINAL APPEAL NO.4 OF 2025

RAYMOND FERNANDES, IN JUDICIAL
CUSTODY AT CENTRAL JAIL, COLVALE,
THR HIS NEXT FRIEND ... APPLICANT

Versus

THE STATE OF GOA THR POLICE
INSPECTOR ... RESPONDENT

WITH

CRIMINAL MISC. APPLICATION NO.1 OF 2025

IN

CRIMINAL APPEAL NO.4 OF 2025

RAYMOND FERNANDES (IN JUDICIAL
CUSTODY AT CENTRAL JAIL COLVALE
THR NEXT FRIEND SANTANA FERNANDES) ... APPLICANT

Versus

THE STATE OF GOA, THR. POLICE
INSPECTOR, CUNCOLIM POLICE STATION ... RESPONDENT

Mr. Ryan Menezes with Ms. Stephanie Alvares, Advocates for the
Appellant.

Ms. S. Vaigankar, Advocate holding for Mr. Somnath Karpe, Additional
Public Prosecutor for the Respondent.

CORAM:- ASHISH S. CHAVAN, J.

DATED :- 9th March, 2026

P.C.:

1. The Appeal challenges an Order of conviction whereby the Appellant is sentenced to suffer a substantive sentence of ten years of rigorous imprisonment for the offence punishable under Section 376 of I.P.C., ten years rigorous imprisonment for the offence punishable under Section 4 of POCSO Act and three years rigorous imprisonment for the offence punishable under Section 363 of I.P.C. All sentences to run concurrently.

2. It is submitted at the bar by the learned Advocate, Mr. Menezes for the Appellant that the Accused is in custody for a period of about two years and three months. He would also submit that in view of the pendency of the Criminal Appeals in this Court, it is less likely that the Appeal will be finally heard within a reasonable time. He submits that he has filed an application for suspension of the sentence and grant of bail and would urge this Court to consider the same.

3. List the matter on the final hearing Board in the week commencing from 16.03.2026, with liberty to Mr. Menezes, learned Advocate for the Appellant to mention the application for suspension at the end of the admission Board, for arguments.

4. Mr. Karpe, learned Additional Public Prosecutor to note.

ASHISH S. CHAVAN, J.