



IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. _____/2026
[ARISING OUT OF SPECIAL LEAVE PETITION (CRL.) Nos.2366-
2367/2026]

ANITHA

APPELLANT(S)

VERSUS

STATE OF MAHARASHTRA & ANR.

RESPONDENT(S)

O R D E R

1. Leave granted.
2. Heard learned counsel for the parties.
3. These appeals arise from an order dated 10.12.2025 passed by the Bombay High Court rejecting the prayer of the appellant for suspension of sentence pending consideration of her appeal (Criminal Appeal No.1102/2025).
4. The learned counsel for the appellant submits that it is a case of term sentence of three years R.I. and there is no likelihood of appeal being decided in near future therefore, as by now the appellant has already suffered incarceration of a period exceeding five months, the

sentence may be suspended and she be released on bail.

5. The learned counsel for the CBI has opposed the prayer for suspension of sentence. However, he could not dispute that there is no likelihood of appeal being heard in near future.

6. Having regard to the term of sentence awarded by the trial court and there being no likelihood of the appeal being decided in near future by the High Court, we are of the view that the appellant who is a lady is entitled to suspension of sentence and grant of bail pending consideration of her appeal by the High Court. However, as we notice that the appellant has also been fined to the extent of Rupees 1 crore, and before the High Court on behalf of her willingness to deposit Rs.10 lacs towards fine was expressed, taking into account the decision of this Court in *Satendra Kumar Mehra @ Satendera Kumar v. State of Jharkhand*¹, we deem it appropriate to suspend the realization of fine subject to deposit of Rs.10 lacs within one month from today.

¹ (2018) 15 SCC 139, paragraph 36

7. Consequently, the appeals are allowed. The order of the High Court rejecting the prayer for suspension of sentence is set aside. The sentence awarded by the Trial Court shall remain suspended pending consideration of the appeal by the High Court.

8. The appellant shall be released on bail on such terms and conditions as the Trial Court may deem fit to impose in the facts and circumstances of the case.

9. Further, realization of fine shall remain suspended, subject to deposit of Rs.10 lacs within one month from today.

10. Pending application(s), if any, shall stand disposed of.

.....J
[MANOJ MISRA]

.....J
[K. VINOD CHANDRAN]

New Delhi
April 01, 2026

ITEM NO.7

COURT NO.13

SECTION II-A

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

PETITION FOR SPECIAL LEAVE TO APPEAL (CRL.) NOS.2366-2367/2026

[Arising out of impugned final judgment and order dated 10-12-2025 in IA No. 4199/2025 10-12-2025 in IA No. 4200/2025 passed by the High Court of Judicature at Bombay]

ANITHA

Petitioner(s)

VERSUS

STATE OF MAHARASHTRA & ANR.

Respondent(s)

FOR ADMISSION

IA No. 42505/2026 - EXEMPTION FROM FILING O.T.

IA No. 42503/2026 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

Date : 01-04-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MANOJ MISRA

HON'BLE MR. JUSTICE K. VINOD CHANDRAN

For Petitioner(s) :Mr. Shoeb Alam, Sr. Adv.
Mr. Aditya Samaddar, AOR
Mr. Nadeem Ahmed, Adv.
Mr. Saiful Haque, Adv.

For Respondent(s) :Ms. Ira Mahajan, Adv.
Mr. Siddharth Dharmadhikari, Adv.
Mr. Aaditya Aniruddha Pande, AOR
Mr. Shrirang B. Varma, Adv.

Mr. Davinder Pal Singh Ld, A.S.G.
Mr. Mukesh Kumar Maroria, AOR
Mr. Sarthak Karol, Adv.

Mr. Diwakar Sharma, Adv.
Ms. Ira Singh, Adv.

UPON hearing the counsel the Court made the following
O R D E R

1. Leave granted.
2. The appeals are allowed in terms of the signed order which is placed on the file. The operative portion of the signed order is as under:

"8. The appellant shall be released on bail on such terms and conditions as the Trial Court may deem fit to impose in the facts and circumstances of the case.

9. Further, realization of fine shall remain suspended, subject to deposit of Rs.10 lacs within one month from today."

3. Pending application(s), if any, shall stand disposed of.

(KAVITA PAHUJA)
ASTT. REGISTRAR-cum-PS

(SAPNA BANSAL)
COURT MASTER (NSH)