

ORDER BELOW EXH.5 and 6 in Criminal Appeal No. 01/2018

Maroti Mahadu Bhandarwad Vs. State of Maharashtra

1- Appellant filed present appeal against the judgment passed by JMFC, Dharmabad in SCC No.190/2015 dated 06-12-2017 whereby he was convicted for the offence punishable under section 65-E of Bombay Prohibition Act and in the said appeal she filed application for suspension of sentence below exh.5 and for grant of bail below exh.6.

2- Heard ld. Advocate for appellant and APP for the State. It appears that appellant was convicted under section 65-E of Bombay Prohibition Act and sentenced to suffer simple imprisonment for the period of 3 years and fine of Rs.25,000/- and in default of payment of fine, simple imprisonment for six months. It appears that appellant was on bail during the trial before the Court and it will take time to decide the matter on merits. Considering the facts and circumstances, sentence passed by trial court needs to be suspended and appellant is also entitled for bail. Hence, I proceed to pass following order;-

ORDER

01- Sentence passed by ld. JMFC, Dharmabad in SCC No.190/2015 dated 06-12-2017 is hereby suspended till the decision of appeal.

02- Appellant is entitled for bail on furnishing PB and SB of Rs.15,000/-

03- Inform trial court accordingly.

Date: 05-01-2018

(S. J. Bharuka)
Addl. Sessions Judge, Biloli.

CNR MHND05-000007-2018

CERTIFICATE

Name of the Stenographer:- B.D.Kulkarni

Court Name:-District Judge-1 & Additional Sessions Judge, Biloli.

Date:- 05-01-2018

Judgment signed by the Presiding Officer On:- 05-01-2018

Judgment uploaded on 05-01-2018