

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

CRIMINAL APPLICATION NO. 1379 OF 2006.

Smt. Sindhubai Yashwant Birhade ... Applicant.

V/s.

The State of Maharashtra ... Respondent.

Shri Manoj Bhatt i/b P.S. Mahimkar and Smt.
Mahimkar for the Applicant..

Shri U.V. Night for the respondent.

**CORAM : A.P.DESHPANDE,J.
VACATION JUDGE.
DATE : 29TH DECEMBER 2006.**

P.C. :

. The applicant-original accused No.2 happens to be wife of the Government servant who was accused No.1. He expired during trial. Accused No.2- the applicant is charged for abetting an offence punishable under section 161 of the Indian Penal Code and section 5(1)(e) read with section 5(2) of the Prevention of Corruption Act, 1947, committed by the deceased accused No.1.

2. The applicant was on bail all throughout and has not misused the same, as per submission made by the learned Counsel for the applicant. The applicant has been convicted and sentenced to suffer R.I. for one year and to pay a fine of Rs.10,000/-, in default, S.I. for 6 months. The fine amount has been paid and the Special Court

had suspended the sentence till 1st January 2007.

Hence, the present application seeking bail.

3. Applicant shall be released on bail on the same terms and conditions on which she was released on bail during trial by the Court below, on executing a fresh bond.

4. All concerned to act on copy of this order duly authenticated by the Court Sheristedar.

(A.P. DESHPANDE, J.)