

Meera

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.464 of 2009

IN

CRIMINAL APPEAL NO.433 OF 2009

Vasant Gauda

..Appellant

Vs.

The State of Maharashtra

..Respondents

Mr. Kishore Pashte for the Appellant

Mr. A.P.Adsule APP for State

Coram: A.R.Joshi, J

Date : 30th June, 2009

P.C.

1. Heard rival submissions for sometime on present Application for bail. Appeal is already admitted, after condoning the delay. Present Applicant-Accused No.3 alongwith other co-accused was convicted for the offence punishable u/s 392, 397 etc. and sentenced to suffer imprisonment for 7 years and fine. Reportedly during the trial Accused No.3 was not on bail. Incident of robbery took place in the house of complainant. Robbery of

stealing gold and silver ornaments on the point of firearm. Considering these circumstances and conviction for 7 years and arrest of accused after about one month of the incident which took place on 29.03.2004, in the opinion of this court it would not be in the fitness of the situation to release the accused on bail during the pendency of the Appeal.

2. Hence present application for bail is rejected and accordingly disposed off.

(A.R.Joshi, J)