

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

CRIMINAL APPLICATION NO. 531 OF 2015

Rahul S/o Das Bhosale

.... **APPLICANT**

V E R S U S

The State of Maharashtra

.... **RESPONDENT**

.....

Mr. K.B.Jadhav, Advocate for Applicant.

Mrs. V.A.Shinde, A.P.P. for Respondent - State.

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CORAM : V.M.DESHPANDE, J.

DATE : 18th MARCH, 2015

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PER COURT :

1. This is an application filed by the applicant to seek his enlargement on bail in connection with Crime No. 271/2014 registered with police station Gangapur, Dist. Aurangabad for the offences punishable u/s 397, 341 of the Indian Penal Code, 1860.

2. Heard Mr. K.B.Jadhav, the learned Counsel for the applicant and Mrs. V.A.Shinde, the learned A.P.P. for

respondent – State, who has argued the matter with the help of investigation papers which are available with her.

3. The F.I.R. was lodged against six unknown persons. According to the learned A.P.P., identification parade was held during the course of investigation. However, the present applicant is not identified in the said identification parade. The learned A.P.P. has fairly stated that except the statement of co-accused, there is no incriminating material against the present applicant connecting him in the crime. The statement of the co-accused can not be used for curtailing personal liberty.

4. Hence, I pass the following order :

- (i) Criminal Application No. 531 of 2015 is hereby allowed.
- (ii) Applicant Rahul S/o Das Bhosale be released on bail in connection with Crime No. 271/2015 registered with police station Gangapur, Dist. Aurangabad for the offences u/s 397, 341 of the Indian Penal Code on he executing P.R.Bond of Rs. 5,000/- [Rupees Five Thousand] with one solvent surety of like amount.
- (iii) The applicant shall visit police station Gangapur twice in a week till the charge sheet is filed, preferably on every Saturday and Thursday between 11.00 a.m. and 3.00 p.m.

- (iv) The applicant shall not interfere in the course of investigation and shall not tamper with the prosecution evidence.
- (v) Criminal Application No. 531 of 2015 is disposed of.

[V.M.DESHPANDE, J.]