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IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CRIMINAL APPLICATION NO. 4694 OF 2014

Bajirao Baburao Autade & Another	APPLICANTS
VERSUS	
The State of Maharashtra & Another	RESPONDENTS

.....

Mr. R.N.Dhorde, Sr.Advocate i/b Mr.P.G. Patil, Adv. for applicants
Mr. N. B. Patil, APP for respondent State

.....
WITH
CRIMINAL APPLICATION NO. 5657 OF 2014
IN
CRIMINAL APPLICATION NO. 4694 OF 2014

Avinash @ Sanjay Shankar Patil Sagle	APPLICANT
VERSUS	
Bajirao Baburao Autade & Others	RESPONDENTS

.....

Mr. Mr. S. G. Ladda, Advocate for applicant
Mr. R. N. Dhorde, Sr. Adv. i/b Mr. P. G. Patil, Adv. for R-1 & R-2
Mr. N. B. Patil, APP for respondent State

.....
WITH
CRIMINAL APPLICATION NO. 4743 OF 2014

Sanjiv @ Sanju Tukaram Shinde	APPLICANT
VERSUS	
The State of Maharashtra & Another	RESPONDENTS

.....

Mr. V. D. Salunke, Advocate for applicant
Mr. N. B. Patil, APP for respondent State

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WITH
CRIMINAL APPLICATION NO. 4895 OF 2014
IN
CRIMINAL APPLICATION NO. 4743 OF 2014

Avinash @ Sanjay Shankar Patil Sagle	APPLICANT
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VERSUS
The State of Maharashtra & Another

RESPONDENTS

.....
Mr. Mr. S. G. Ladda, Advocate for applicant
Mr. V. D. Salunke, Advocate for respondent No.1
Mr. N. B. Patil, APP for respondent State
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[CORAM : T.V.NALAWADE, J.]

DATE : 29th JANUARY, 2015

ORDER:

1. Both the proceedings are filed for the relief of anticipatory bail. This Court has already granted interim protection to the applicants in both the proceedings. This Court has expressed that unless and until complainants of the two crimes, viz., crime No. 71 of 2014 and 23 of 2014 are arrested, their custodial interrogation is done and few things are ascertained by the investigating agency, it is not desirable to arrest and detain the applicants for the purpose of investigation.

2. It appears that till today, said two complainants could not be arrested. The investigating agency is at liberty to take appropriate steps like obtaining Non Bailable Warrant against them and issuance of proclamation against both of them.

3. However, since the matters are taking time, it is not desirable to keep present matters pending in this Court, as they

are filed in August, 2014. Therefore, in the interest of all, this Court passes following order:

ORDER

1. If after arrest of aforesaid two persons, the investigating agency feels that custodial interrogation of the applicants is also necessary, the investigating officer to give written notice of 72 hours to the applicants from both the proceedings, to enable them to approach this Court for seeking protection.
2. In aforesaid terms, both the proceedings are disposed of.
3. At present, there is no need of further attendance of the applicants before investigating officer.
4. Criminal Applications No. 4895 of 2014 and 5657 of 2014 are filed for permission to assist the learned APP. They are allowed and disposed of.

[T.V.NALAWADE, J.]