

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

CRIMINAL APPLICATION NO.4549 OF 2015

Dadarao @ Anil Bhagwan Ujgare,
Age 34 years, Occu. Labour,
R/o Wadvani, Taluka Wadvani,
Taluka Beed
[At present in Magisterial custody
in District Prison, Beed]

..Applicant

Versus

The State of Maharashtra,
through Police Station,
Wadvani, District Beed

..Respondent

Mr S.J. Salunke, Advocate for applicant
Mrs B.B. Gunjal, A.P.P. for respondent

CORAM : A.I.S. CHEEMA, J.

DATE : 22nd September 2015

PER COURT

Heard learned Counsel for the applicant and learned A.P.P. for State.

2. Learned Counsel submits that in present matter, the applicant was arrested on 8th March 2015 and since then he is in prison. He submits that the first information report itself shows that the applicant, who is husband wanted his wife to come back but she declined and in the heat of anger the incident took place. Learned Counsel submits that if the Court directs, the applicant will not enter the limits of Wadvani taluka where the applicant and the parents of complainant - wife Anita reside. He submitted that applicant be released on bail.

3. Learned A.P.P. opposes the application submitting that first information report itself shows that the applicant gave multiple blows to the wife by axe because of which she suffered various fractures and grievous injuries, as can be seen from the medical certificate. A.P.P. submits that the request of bail should be declined, as the accused may again attack his wife.

4. On going through the case papers available and the first information report, the gravity of the offence, the manner in which the wife was assaulted by axe at her parents house, this is not fit case for grant of bail. Applicant appears to have gone armed with axe and attacked moment wife declined to come along. Releasing him on bail may put the wife in trouble.

5. There are serious charges against the applicant. As such, it would not be appropriate to release the applicant on bail.

6. There is no substance in the application. The same is rejected.

(A.I.S. CHEEMA, J.)

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