

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL BAIL APPLICATION NO. 1374 OF 2015

Mahesh Purshotam Shekhwani. ... Applicant.
Versus
The State of Maharashtra. ... Respondent.

Mr. Toni S. Sachdevani, advocate for Applicant.

Ms. S.S. Kaushik, APP for State.

Mr. N.I. Kazi, Police Constable, Ulhasnagar Police Station.

CORAM : SMT. SADHANA S. JADHAV,J
DATE : AUGUST 12, 2015

P.C.:

1 Heard the learned Counsel for the applicant and the learned
APP for State. Peruse papers.

2 This is an application under Section 439 of the Code of Criminal
Procedure, 1973. The applicant herein is an accused in Sessions Case
No. 134 of 2013 pending before the Sessions Judge at Kalyan. The
applicant is facing the charges under Section 363, 366 and 376 of the

Indian Penal Code. The prosecution has examined the complainant and her mother. The trial is in progress. At the time of the incident, the victim was hardly 12 years old. Since the trial is in progress, enlarging the applicant on bail would cause prejudice to the prosecution and possibility of tampering with other evidence cannot be ruled out. Hence, the application being sans merits stands rejected.

(SMT. SADHANA S. JADHAV,J)