

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

Cr. Application No 1276 of 2015

IN

Cr. Appeal No 30 of 2015

[THROUGH JAIL]

UDHALSING JAMBUSING DUDHANI ...Applicant.

V/S

THE STATE OF MAHARASHTRA ...Respondent.

....

Mr. Vaibhav R. Gaikwad, Advocate for the Applicant.

Mr. A.R. Patil, APP, for the State.

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CORAM : A. R. JOSHI, J.

DATE : 21st OCTOBER, 2015

P.C.

1. This is an application for bail preferred by original accused No.1. This application is preferred through jail. This is a hand written application dated 11.9.2015. Presently the applicant/accused No.1 is at Yerwada Central Prison, Pune. Learned Counsel representing the applicant submitted that the present applicant and other two co-accused had already

preferred Criminal Appeal No.30 of 2015 and said appeal is already admitted vide order dated 9.2.2015. All the accused are convicted for the offence punishable under Section 392 read with Section 34 of IPC and sentenced to suffer RI for four years and to pay fine of Rs.4000/-. They are also convicted for the offences punishable under Sections 342 read with Section 34 of IPC and sentenced to suffer RI for one year and to pay fine of Rs.500/-.

2. At this stage, learned Advocate Mr. Vaibhav Gaikwad stated that this is an application preferred by the applicant/accused No.1 through jail and he has no further instructions. He placed on record copy of the order dated 17.3.2015 passed by this Court (Coram: A.M. Thipsay,J.). Said order was passed on the application for bail preferred by all the three accused including present applicant/accused No.1. This Court has specifically mentioned in paragraph-3 of the said order as to the material against the present applicant. Present applicant/accused No.1 was apprehended on the spot and through him the names of co-accused were disclosed. This Court then discussed the material against the co-accused and

released them on bail during pendency of appeal. However, the application for bail of accused No.1 i.e. present applicant was then withdrawn and accordingly dismissed and disposed of.

3. There is nothing to reappraise the matter against the present applicant/accused No.1. Present application is accordingly dismissed. Intimation be given to the applicant/accused No.1 through concerned jail authorities.

(A. R. JOSHI, J.)

Deshmane (PS)