

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

Criminal Application (BA) No.236 of 2015
(Prakash Varlani V State of Maharashtra thr PS0 PS Brahmapuri, Dist-
Chandrapur)

Office Notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's orders

[Shri Nitin Bhishikar, Adv for applicant.
Shri Bangadkar, APP for State]

CORAM : A.B. CHAUDHARI, J.
DATED : 25.06.2015.

Heard the learned Counsel for the
rival parties.

In the trial pertaining to the year
2008 for the offences under Sections 294, 506,
323 read with 34 of the Indian Penal Code and
3(1)(10) of the Scheduled Castes and Scheduled
Tribes Prevention of Atrocities Act, the bail
granted to the applicant was cancelled on
07-08-2013, because when the trial commenced he
remained absent. The trial Court found that
he was habitually remaining absent and in fact
four witnesses were present and due to the
absence of the accused they could not be
examined.

Looking to the nature of offence and
the period spent by the applicant in jail after
cancellation of his bail, I think the following
order would sub-serve the interest of justice.

Order

A] Criminal Application (BA) No.236 of 2015 is allowed.

B] The applicant shall be released on bail on furnishing a PR bond in the sum of Rs. 10,000/- with one solvent surety in the like amount.

C] The applicant is warned to remain present on every date of hearing henceforth.

D] The trial Court is directed to complete the trial expeditiously.

JUDGE

Deshmukh