

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

CRIMINAL APPLICATION (BA) NO. 584 OF 2015

(Mohd. Arbaz @ Sanu s/o Israil Patel Vs. The State of Maharashtra)

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

Court's or Judge's orders

Shri Sagar Ingley, Advocate for the applicant.
Shri A. D. Sonak, A.P.P. for the State.

CORAM : V. M. DESHPANDE, J.
: 11 SEPT., 2015

Heard Shri Ingley, learned Counsel for the
applicant and Shri Sonak, learned A.P.P. for the State.

The applicant is arrested in connection with
Crime No.242/2014 registered with Tahsil police station,
Nagpur for the offence punishable under Section 394 of the
Indian Penal Code. He has been arrested on 08/12/2014
and since then he is in jail.

The investigation is over and charge-sheet is
filed. The prosecution is relying on recovery of cash amount
of Rs.1,000/-, which, according to the prosecution, was
looted from the first informant – Ashok Vanjani. Admissible
portion of the said statement prima facie shows that the said
recovery is not admissible in evidence.

The applicant is in jail since 08/12/2014. The
investigation is also over and charge-sheet is filed. In that

view of the matter, further custodial presence of the applicant is not necessary. The apprehension of the prosecution can be taken care of by imposing certain conditions.

The application is allowed.

Applicant Mohd, Arbaz @ Sanu s/o Israil Patel be released on bail on his executing a P. R. Bond in the sum of Rs.25,000/- (rupees twenty-five thousand only) with one solvent surety in the like amount in connection with Crime No.242/2014 registered with Tahsil police station, Nagpur for the offence punishable under Section 394 of the Indian Penal Code.

The applicant shall attend Tahsil police Station, Nagpur once in a fortnight, i.e. on every 2nd and 4th Sunday of each month in between 3.00 p.m. and 5.00 p.m. till culmination of the trial.

Bail before trial Court.

JUDGE