

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

21 CRIMINAL APPLICATION NO. 4756 OF 2016

VIJAY S/O LAXMAN ISTE

VERSUS

THE STATE OF MAHARASHTRA

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Mr. N.R.Bhavar, Advocate for Applicant.

Mr. V.N.Patil (Jadhav), A.P.P. for Resp. – State.

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CORAM : A.M.BADAR, J.

DATE : 14th SEPTEMBER, 2016

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PER COURT :

1. Heard. Perused the record made available. The applicant/accused is arrayed as accused No. 2 in the charge sheet for the offences punishable u/ss 307,504,506,427 read with 34 of the Indian Penal Code. It is seen that during pendency of the trial, after committal of the case, the applicant remained absent on 20/02/2016, which has resulted in issuance of non bailable warrant against him. The applicant/accused was arrested and was produced before the learned Sessions Court on 31/03/2016. Thereafter, it is seen that the trial of the offences alleged is commenced and prosecution witnesses are examined. It appears that trial of

absconding accused No. 3 is already separated.

2. Learned counsel for the applicant submits that in future he will meticulously attend the Court and co-operate the trial Court in expeditious disposal of the trial.

3. In this view of the matter, further pre-trial detention of the applicant is not warranted and, therefore, the following order.

(i) The application is allowed.

(ii) Applicant Vijay s/o Laxman Iste in Crime No. 370/2013 registered at Kopargaon police station, Dist. Ahmednagar for the offences punishable u/ss 307,504,506,427 read with 34 of the Indian Penal Code be released on bail on executing P.R. Bond of Rs. 15,000/- [Rupees Fifteen Thousand] and on furnishing surety in the like amount.

(iii) As a condition of this Order, the applicant shall not extend any threat, inducement or promise to the persons acquainted with the facts of the accusation so as to dissuade them from disclosing the same either to the police or the Court.

(iv) The applicant shall not tamper the evidence of the prosecution.

(v) The applicant shall attend each and every date fixed before the learned Additional Sessions Judge and he should not cause protraction of the trial at his instance.

[A.M.BADAR, J.]

KNP/Cr.Apln. 4756.2016