

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPLICATION NO.309 OF 2016
IN
CRIMINAL BAIL APPLICATION NO.752 OF 2016**

Avinash Arjun Sabale	...Applicant
vs.	
The State of Maharashtra	...Respondent
...	
Mr. P. G. Sarda for the applicant.	
Mrs. P. P. Shinde, APP for the State.	
...	

**CORAM : MRS. MRIDULA BHATKAR, J.
DATE : 16th APRIL, 2016.**

P.C. :

. Not on board. Upon mentioning, taken on board.

2. This application is moved for temporary bail on the ground that wedding of the elder brother of the applicant/accused is scheduled on 18/4/2016.

3. Learned Public Prosecutor submitted that she has no instructions from the Investigating Officer as the matter has come up today for the first time.

4. The application is filed by the applicant/accused on 13/4/2016. On 14/4/2016 it was a holiday and again on 17/4/2016 it is a holiday.

5. The say of the Investigating Officer is required in this matter. Without his say no temporary bail can be granted. Marriage is fixed on 18/4/2016 i.e. on Monday. In such circumstances, even if say is given by the Investigating Officer on 18/4/2016, cause will not be in existence. Hence the application cannot be entertained and is dismissed.

(MRS.MRIDULA BHATKAR, J.)