

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

ANTICIPATORY BAIL APPLICATION NO. 820 OF 2016

Gaurav Suryakant Shah & ors.

... Applicants

vs.

State of Maharashtra

... Respondent

Mr. Milan Desai i/by T. R. Patel, for the applicant.
Smt. Rutuja Ambekar, A.P.P. for the State/respondent
Smt. Sarala Ananda Thorat, P.S.I., Borivali Police Station.

Coram : N. W. SAMBRE, J.

Date : 18th November, 2016

P.C. :

1. The applicant is seeking pre-arrest bail in Crime No.60 of 2016 for the offence punishable under Sections 498(A), 323, 504, 34 of the Indian Penal Code.

2. Perused the contents of the F.I.R. Out of the matrimonial discord the F.I.R. came to be lodged by the complainant-wife against the applicant-husband. There are stale instances narrated in the F.I.R.

3. Perused the investigation papers. As the Investigating Officer who is present in the court has informed that custodial interrogation is not necessary, in my opinion the custody of the

applicant is not called for.

4. In the event of arrest, the applicant be released on furnishing P. R. Bond of Rs.50,000/- with two sureties in the like amount on following conditions :

- (i) The applicant shall furnish his mobile phone numbers and permanent place of abode to the Investigating Officer within one week from today.
- (ii) He shall attend the Investigating Officer on Monday and Thursday for one week and thereafter as and when called for.
- (iii) He shall not tamper the evidence and/or influence the witnesses.

[N. W. SAMBRE, J.]