

there were many contradictions and discrepancies in their evidence. He submitted that there is no eye witness in this case. The case is based on poor circumstantial evidence and hence the applicant is to be bailed out. The learned counsel has also argued that the case does not fall under the last seen together theory, which is erroneously considered by the trial Court.

3. Learned APP opposed this Application.

4. Perused the evidence of PW-1 Nanaso Kadam, PW-2 Bhagawan Sutar, medical evidence and the evidence of police officer PW-8 Dilip Patil. On 11th March, 2012 there were quarrel between the accused and deceased. There is evidence that the body of deceased was lying inside the house where the accused and deceased were residing as husband and wife. It was locked from outside by the accused and the lock was opened by the police. As per the medical report, the deceased died due to head injury. The axe was lying near the body. Considering the evidence of the witnesses, we are of this view that this is not a fit case to grant bail. Hence the Application for bail is rejected.

(MRIDULA BHATKAR, J.)

(V.K. TAHILRAMANI, J.)