

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

CRIMINAL APPLICATION (BA) NO. 162 OF 2016

(KISHORE NILKANTH KHOBRAGADE...VS..STATE OF MAH. THR. PSO PS SHEGAON, CHANDRAPUR)

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

Court's or Judge's orders

CORAM : Z.A.HAQ, J.
DATED : MARCH 29, 2016.

Heard Shri A.C.Jaltare, advocate for the applicant
and Shri N.B.Jawade, A.P.P. for the non-applicant.

The applicant is arrested on 3rd August, 2015 in
the crime registered against him for the offences punishable
under Sections 307, 450 and 323 of the Indian Penal Code.

The crime is registered against the applicant on
the complaint of wife of the applicant. The accusations are
that because of some disputes between the applicant and his
wife, the applicant's wife had been residing with her parents
in the adjoining lane and on the day of incident the applicant
had barged into the house of the parents of the complainant
holding a knife and assaulted the complainant. The learned
A.P.P. has pointed out that neighbours viz. Kisan Gajbhiye
and his wife Mahananda came to the rescue of the
complainant and in the shuffle Mahananda also suffered
injuries.

The charge-sheet is filed. Admittedly there are
matrimonial disputes going on between the applicant and the
complainant.

Considering the nature of accusations, facts on record and as the non-applicant has not been able to show that the custody of the applicant is required for further investigation, in my view, the applicant is entitled to be released on bail.

Hence, the following order :

- i) The applicant, having been arrested in Crime No. 73 of 2015, registered by the non-applicant, he be released on bail on furnishing P.R. bond for Rs.Ten Thousand.
- ii) The applicant shall attend every date of the sessions trial before the Sessions Court, unless granted exemption by the Sessions Court.

The application is allowed in the above terms.

JUDGE