

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

CRIMINAL APPLICATION (ABA) NO.150/2016

Raju S/o Keshavrao Suryawanshi and another

..Versus..

The State of Maharashtra, through the P.S.O., Mahagaon, Distt. Yavatmal

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.

DATE : 29.3.2016

Heard Shri K.S. Narwade, advocate for the applicants and
Shri N.B. Jawade, A.P.P. for the non-applicant.

The applicants are seeking pre-arrest bail apprehending
arrest in crime registered against them by the non-applicant for the
offence punishable under Section 420 and 34 of the Indian Penal
Code.

Anandrao Dattarao Mahagaonkar (father of Balasaheb
Anandrao Mahagaonkar) lodged complaint alleging that the
applicants in connivance with Balasaheb usurped Rs.92,501/- for
which the complainant was entitled being the sale price of
sugarcane delivered to the factory. The applicants are seasonal
workers employed with sugarcane factory. According to the
prosecution, the payment is released to the Agriculturists on the

report of the applicants. It is alleged that though in the crop statements, name of Anandrao only appears, the applicants have given incorrect report on the basis of which the amount receivable by Anandrao has been deposited in the account of Balasaheb.

Though the application is opposed on various grounds, the non-applicant has not been able to show that the custody of applicants is required for further investigation. Considering the facts on the record, I am of the view that the interim order granted by this Court on 11th March, 2016 is required to be confirmed.

Hence, the following order:

- (i) In the event of arrest of applicants in Crime No.65/2016 registered by the non-applicant, the applicants be released on bail on furnishing P.R. bond for Rs.20,000/- (Rs. Twenty Thousand Only) each with two solvent sureties in the like amount for each of the applicants.
- (ii) Till the charge-sheet is filed, the applicants shall attend the police station Mahagaon, Distt. Yavatmal on every Tuesday and Saturday between 11 a.m. to 1 p.m.
- (ii) The application is **allowed** in the above terms.

JUDGE