

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

CRIMINAL APPLICATION(BA) NO. 211 OF 2016

(VILAS SAMBHARAO MASKE...VS..STATE OF MAH. THR. PSO, 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.

DATED : MARCH 29, 2016.

Heard Shri Nitin S. Munghate, advocate for the
applicant and Shri S.M.Bhagde, A.P.P. for the non-applicant.

Crime No.358 of 2014 is registered against six
persons (all members of same family) for offences punishable
under Sections 302, 143, 144, 147, 148, 149 and 447 read with
Section 34 of the Indian Penal Code.

The allegations are that the accused assaulted
deceased Atmaram Hira Adkine because of some dispute over the
boundary of agricultural field and that the assault was by sticks.

The applicant is in jail since 22/12/2014. The
charge-sheet is filed. Co-accused Anandrao Maske and Hasanrao
Maske are released on bail by this Court.

Considering the facts on the record and as the non-
applicant has not been able to show that 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. 358 of 2014 registered by the non-applicant, he be released on bail on furnishing P.R. Bond of Rs. Twenty Five Thousand and two solvent sureties in the like amount.
- ii. The applicant shall attend every date of the sessions trial before the Sessions Court, unless granted exemption by the Sessions Court. If the applicant fails to attend any date of sessions trial without seeking exemption from the Sessions Court, this order shall stand recalled.

The application is allowed in the above terms.

JUDGE

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