

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

CRIMINAL APPLICATION (BA) NO.236 OF 2016

Umesh s/o Suresh Thakre

..vs..

State of Mah., thr PSO Wardha City, District Wardha

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

Court's or Judge's Order

Shri A.M. Jaltare, Advocate for the applicant.

Shri N.S. Khubalkar, Addl.P.P. for the non-applicant/State.

CORAM : Z.A. HAQ, J.

DATED : APRIL 29, 2016.

Heard Shri A.M. Jaltare, Advocate for the
applicant and Shri N.S. Khubalkar, Additional Public
Prosecutor for the non-applicant/State.

The applicant is arrested on 30.9.2015 in
crime registered against six persons (including the
applicant) for the offence punishable under Section 302
read with Section 34 of the Indian Penal Code.

The application is opposed on the ground
that though the name of the applicant is not found in
the First Information Report, the informant had stated
that along with Mangesh Kokate, Mohan Kalase and
Avinash Masram, two persons also chased the deceased
and assaulted the deceased. It is submitted that on
further investigation, it is found that the applicant is

one of those two persons whose names are not mentioned in the First Information Report. The learned Additional Public Prosecutor has stated that the applicant is identified by witnesses Jayesh Chauhan and Ishwar Dhanorkar in the test identification parade.

The charge-sheet is filed on 21.12.2015. The investigation is complete. The non-applicant has not been able to show that the custody of the applicant is required for further investigation.

Considering the facts on record, in my view, the applicant is entitled to be released on bail.

Hence, the following order:-

The applicant having been arrested in Crime No.453 of 2015 registered by the non-applicant, he be released on bail on furnishing P.R. Bond for Rs.25,000/- and two solvent sureties in the like amount.

The applicant shall attend the Sessions Trial regularly on every date, unless granted exemption by the Sessions Court.

The application is allowed in the above terms.

JUDGE

!! BRW !!

...../-