

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

**CRIMINAL APPLICATION (BA) NO.337/2016**

Sayyed Naushad S/o Sayyed Baba

..Versus..

State of Maharashtra, through P.S.O., Police Station, Ram Nagar, Chandrapur

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

**CORAM : Z.A. HAQ, J.**

**DATE : 10.5.2016**

Heard Shri A.B. Mirza, advocate for the applicant  
and Shri S.B. Bissa, A.P.P. for the non-applicant.

The applicant is arrested on 9<sup>th</sup> March, 2016 in  
crime registered against him and four others for the  
offences punishable under Sections 364, 307, 324, 147,  
148, 149, 504 and 506 of the Indian Penal Code.

According to the prosecution, the accused  
kidnapped complainant (aged about 40 years).

The applicant has come out with specific case in  
paragraph no.9 of the application that the complainant is a  
history sheeter and during the period from 1998 to 2016  
thirty to thirty five criminal cases are registered against him.

The application is opposed on various grounds, one  
of it being that the co-accused Sayyed Shahjad @ Pappu  
and one Sonu are absconding. The learned advocate for  
the applicant has pointed out the order passed by this  
Court in Criminal Application (ABA) No.253/2016 on 21<sup>st</sup>

April, 2016 granting interim pre-arrest bail to Shahjad @ Pappu.

The non-applicant has not been able to substantiate that the custodial interrogation of the applicant is required for further investigation.

Considering the facts on the record, I am of the view that the applicant is entitled to be released on bail.

Hence, the following order:

- (i) The applicant having been arrested in Crime No.286/2016 registered by the non-applicant, he be released on bail on furnishing P.R. bond for Rs.20,000/- and two solvent sureties in the like amount.
- (ii) Till the charge-sheet is filed, the applicant shall attend the police station Ram Nagar, Chandrapur between 11 a.m to 4 p.m.
- (ii) After the charge-sheet is filed, the applicant shall attend the sessions trial regularly, unless granted exemption by the Sessions Court.
- (iii) The application is **allowed** in the above terms.

**JUDGE**

Tambaskar.