

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

CRIMINAL APPLICATION (BA) NO.378 OF 2016

(Shaikh Nazim Shaikh Mahemood ..vs.. State of Maharashtra, through PSO, PS Khamgaon, Rural,
District Buldhana)

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 : 04-05-2016

Heard Shri V.B. Bhise, Advocate for the applicant
and Shri S.M. Bhagde, Additional Public Prosecutor for
the non-applicant.

2. The applicant is arrested on 25-03-2016 for
offence punishable under Section 379 of the Indian Penal
Code, on the accusations that the applicant and
Janardhan Kharat have committed theft of five bullocks
of the complainant, out of which four bullocks were sold
to co-accused Mohd. Azhar and his brothers.

3. With the assistance of learned Advocate for the
applicant and the learned Additional Public Prosecutor
for the non-applicant, I have gone through the First
Information Report and the say filed by the Investigation
Officer before the Sessions Court.

4. The co-accused Ejaj Khan and Janardhan Kharat
are granted bail. The say filed by the investigating

officer before the Sessions Court does not show that custody of the applicant is required for further investigation.

Considering the nature of accusations against the applicant and the facts on record, in my view, the applicant is entitled to be released on bail.

5. Hence, the following order :

- i) The applicant having been arrested in Crime No.37/2016 registered by the non-applicant, he be released on bail, on furnishing P.R. Bond for Rs.10,000/- and one solvent surety in the like amount.
- ii) The application is allowed in the above terms.

JUDGE

pma