

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

CRIMINAL WRIT PETITION No. 462/2016.

Jitendra Uttamrao Nagrale (In Jail)

-VERSUS-

The State of Maharashtra and others.

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

Court's or Judge's Orders

CORAM : B. P. DHARMADHIKARI
& A.S. CHANDURKAR, JJ.

DATE : OCTOBER 13, 2016.

Heard Ms. S.V. Salwankar, learned
Counsel (appointed) for the petitioner and Ms. N.R.
Tripathi, learned A.P.P. for respondents.

2. Petitioner has not been released on any
kind of leave after his conviction. As per police
verification report, his father is ready to stand as
surety and has also executed necessary bond.

3. Only because prosecution witness
apprehended danger to her life, furlough leave has
been declined. The said apprehension is not
supported by any material.

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4. In any case, respondents can impose appropriate conditions, including the condition of attendance at concerned police station at regular intervals.

5. In view of this, we quash and set aside the impugned order and direct the respondents to take necessary undertaking and bond executed from the petitioner so also his surety so as to release him within a period of three weeks. Writ Petition is, thus partly allowed and disposed of.

6. Fees for the learned counsel appointed for the petitioner is quantified at Rs. 1500/-.

JUDGE

JUDGE

Rgd.

CERTIFICATE

I certify that this judgment/order uploaded
is a true and correct copy of original signed
judgment/order.

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Pvt. Sec.