

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

CRIMINAL APPLICATION (ABA) NO.519 OF 2016
(Nitin Ramesh Badhe & others Vs. The State of Maharashtra)

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

Court's or Judge's orders

Mr. S. A. Dutonde, Advocate for the applicant.

CORAM : S. B. SHUKRE, J.
DATED : SEPTEMBER 29, 2016

Heard. Perused the F.I.R. and the case-diary.

The F.I.R. does not make any mention of the place where the incident actually occurred. The statement of material witness, Ramesh Hagwane, as informed by learned A.P.P., is not finding place in the present case-diary. He informs that before initiation of this case diary, the offence was investigated when it is likely that the statement of Ramesh Hagwane might have been recorded. He also informs that earlier, 'B' summary report was filed in this case, which was accepted by the Special Court. In these circumstances, there is a serious doubt about the place where the offence may have occurred and, therefore, I am of the view that at this stage, prima facie involvement of the applicants in the offences registered against them cannot be seen. The applicants deserve to be released on anticipatory bail.

The application is allowed and the interim bail granted to the applicants by this Court on 11/8/2016 is hereby confirmed on the same conditions.

JUDGE

CERTIFICATE

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

Uploaded by : W. W. Lichade

Uploaded on : 30/9/2016