

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

CRIMINAL APPLICATION (BA) NO.879 OF 2015

(Govinda s/o Ananta Khandare ..vs.. State of Maharashtra, through its PSO, Ural Police Station,
District Akola)

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 : 12-02-2016

Heard Shri S.G. Joshi, learned Advocate for the applicant and Ms. N.P. Mehta, learned Additional Public Prosecutor for the non-applicant.

2. The applicant has filed this application seeking bail, having been arrested in connection with crime registered against him for the offences punishable under Sections 302, 307 and 506 of the Indian Penal Code.

3. The case of the prosecution is that the applicant was married to Trishila, but subsequently the divorce took place. According to the prosecution even after divorce, the applicant used to visit the house of Trishila and used to abuse mother of Trishila and brother of Trishila accusing that the divorce has taken place only because of their interference. According to the prosecution, the applicant set ablaze Banabai (mother of Trishila) by pouring kerosene on her.

4. Shri S.G. Joshi, learned Advocate for the applicant has submitted that after divorce, the applicant had no relations with Trishila and her family members and he has remarried. It is further submitted that the applicant is a Labourer and earlier he has not been involved in any crime. It is further submitted that the charge-sheet is filed.

5. Considering the facts on the record and as the non-applicant has failed to show that custody of the applicant is required for further investigation, in my view, the applicant is entitled for bail.

6. Hence, the following order :

- i) The applicant having been arrested in connection with Crime No.106/2014 registered by the non-applicant, the applicant be released on bail, on furnishing P.R. Bond in the sum of Rs.10,000/- and two sureties in the like amount. Out of two solvent sureties, one shall be by resident of Gram Mandoli, Tahsil-Balapur, District-Akola.
- ii) The applicant shall attend the sessions trial on every date unless he is granted exemption by the Sessions Court. In default on the part of the applicant to attend on any date of sessions trial without seeking exemption, this order shall stand recalled.

- iii) The application is allowed. In the circumstances, the parties to bear their own costs.

JUDGE

pma