

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

CRIMINAL APPLICATION (ABA) NO.648/2015

Sou. Kalawati Nandu Landkar and others

..Versus..

State of Maharashtra, through Police Station Officer, Police Station Jaulka, Tah.
Malegaon, Distt. Washim

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.

DATE : 25.2.2016

Heard Shri S. D. Chande, advocate for the applicants and Shri S.S. Doifode, A.P.P. for the non-applicant.

The applicants are seeking pre-arrest bail apprehending arrest in Crime No.M-88/2015 registered against them for the offence punishable under Sections 409, 420, 468, 467, 379 and 34 of the Indian Penal Code.

The applicants are elected Members of Grampanchayat. The allegations against the applicants are that they have unauthorizedly excavated *murum* and have used it for repairing the road. It is further alleged that the applicants have forged the documents and obtained Rs.5,00,000/- from the Government.

It is not the allegation that the amount of Rs.5,00,000/- obtained by the applicants from the Government has been

misappropriated by the applicants.

Looking to the nature of allegations, I am convinced that the applicants are entitled for pre-arrest bail.

Hence, the following order:

- (i) The interim protection granted by this Court on 8th December, 2015 is confirmed.
- (ii) In the event of arrest of applicants in Crime No.M-88/2015 registered by the non-applicants, they be released on bail on furnishing P.R. bond in the sum of Rs.2,000/- (Rs. Two Thousand Only) each and one solvent surety for each of the applicant in the like amount.
- (iii) The application is **allowed** in the above terms.

No orders as to costs.

JUDGE

Tambaskar.