

IN THE COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

CRIMINAL APPLICATION (ABA) NO.685/2015

(Jakir Hussain @ Dangu Mustaque Husain vs. State of Maharashtra)

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

Court's or Judge's order

.....
Mr. R.R.Prajapati, Advocate for applicant
Mr. N.B. Jawade, APP for respondent -State

CORAM: A.B.CHAUDHARI, J.

DATED : 6th January, 2016.

Heard learned counsel for the rival parties.
Perused the reply. Paragraph Nos. 3 and 4 of the
reply filed on behalf of the respondent-State is couched
in the following terms :-

“3. On the basis of aforesaid First
Information Report, the answering respondent
accordingly registered crime vide Crime No.
1345/2015 for the offence punishable under
Section 306 of Indian Penal Code against the
applicant/accused on 24.11.2015. It is
submitted that initially A.D. was registered
after the information of unknown body found
in well on 4.9.2015 was received. On
8.9.2015 the body was identified thereafter, on
24.11.2015 the informant submitted report
to the answering respondent. It is further
stated that, the informant is belonging to
Scheduled Tribes community and

applicant/accused persons having previous criminal antecedent and total 13 crimes registered against the applicant. Therefore, the complainant was scared to register complaint against the applicant/accused immediately. In many cases the applicant/accused has been acquitted.

4. The answering respondent also recorded statement of various witnesses. The wife of the deceased namely Babli Dhote and other witnesses have specifically stated that, the applicant/accused used to keep sexual relation with wife of deceased due to hand loan of Rs. 10,000/- which was given to the deceased and the deceased was unable to repay the same”.

No case is made out for grant of anticipatory bail in view of the serious nature of the offence.

Criminal Application (ABA) No. 685/2015 is rejected.

JUDGE

safare