

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CRIMINAL APPLICATION NO. 2447 OF 2017

1. Shrikrishna S/o Raghunath Ishware, **Applicants**
Aged 73 Years, Occ. Nil,

2. Kamal W/o Shrikrishna Ishware, Aged
68 Years, Occupation Household,

Both R/o Adul (Bk), Taluka and
District Buldhana

V E R S U S

The State of Maharashtra, through **Respondent**
Cantonment Police Station, Aurangabad

Mr. S.S. Jadhavar, Advocate for the Applicants
Mr. K.N. Lokhande, A.P.P. for the respondent/State

CORAM : K.L. WADANE, J.

DATE : 12TH JUNE, 2017

ORDER :

1. Heard Mr. S.S. Jadhavar, learned counsel for
the applicants and learned A.P.P.

2. It is alleged by the complainant that the applicants and other accused ill-treated the daughter of the informant, due to which, she committed suicide.

3. On the basis of information given by the informant, Crime No.0091 of 2017 came to be registered with Cantonment Police Station, District Aurangabad for the offences punishable under Sections 498(A), 304(B), 323, 504 read with Section 34 of the Indian Penal Code and under Section 3 and 4 of Dowry Prohibition Act.

4. Allegations against the applicants are that they and their son Nilkanth i.e. son-in-law of the informant were ill-treating his daughter and demanding an amount of Rs.50,000/- to her. For such demand, on 1st July, 2016, the applicants left the deceased at her parental home and since then, the dispute arose. On 4th July, 2016, another accused Nilkanth came to her parental home and took the deceased with him. On the basis of above allegations, complaint came to be registered.

5. Learned counsel for the applicants submits that the applicants are old aged persons i.e. applicant No.1 is of 74 years of age and applicant No.2 is of 68 years of age.

6. I have perused the papers of investigation, from which it reveals that the investigation in the above crime is almost complete. During the course of investigation, the applicants were arrested and taken in P.C.R. on 9th April, 2017 till 13th April, 2017 and thereafter in M.C.R. Hence, it appears that the Investigating Officer has investigated the matter properly. Considering the allegations against the applicants and their old age, in my view, they deserve to be released on bail. Hence, the order :-

O R D E R

1. The application is allowed.
2. The applicants shall be released on bail in

connection with Crime No.0091 of 2017, registered at Cantonment Police Station, District Aurangabad for the offences punishable under Sections 498(A), 304(B), 323, 504 read with Section 34 of the Indian Penal Code and under Section 3 and 4 of Dowry Prohibition Act, on their executing P.R. Bond in the sum of Rs.25,000/- (Rs.Twenty Five Thousand only) with one solvent surety in the like amount.

3. Criminal Application accordingly stands disposed of.

(K.L. WADANE, J.)