

he and one Shahaji were waiting for his father on Sonegaon Doundewadi Road at about 10.30 a.m. At that time, the Applicant and other accused persons came there and assaulted the informant with kick and first blows. The present applicant assaulted the informant with the help of iron rod. Another accused Pradip Kamble snatched an amount of Rs.7,000/- from the informant and accused Jagannath Jadhav removed golden ring of 5 gm from the right hand finger of the informant. On the basis of information, offence came to be registered against the accused person as referred above.

4. Learned APP submits that statements of all the witnesses are based on hear say information. Iron rod is recovered at the instance of the present applicant. The present applicant was available for custodial interrogation.

5. The learned counsel appearing for the applicant points out the first information filed by the applicant against the present informant, which was first in time, regarding the same incident in which, the present applicant has alleged that on the same day, time and place, the informant and other accused persons

assaulted him and abused him on his caste. According to the learned counsel, in order to counter blast the first information report is given by the present applicant, the present first first information report came to be registered.

6. Considering the fact that the present applicant was available for custodial interrogation and particularly, the investigation in regard to the present applicant is over, I am of the opinion that the applicant is entitled for bail. Hence following order:

O R D E R

- i. The applicant shall be released on bail on his furnishing personal bond of Rs.10,000/-(Rupees Ten thousand) with one solvent surety of like amount.
 - ii. The applicant shall not tamper with prosecution evidence in any manner.
7. Criminal application is disposed of.

(K. L. WADANE, J.)

JPC