

Vidya Amin

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

BAIL APPLICATION No. 301 OF 2017

Ravikant Chandrakant Jati	... Applicant
Vs.	
The State of Maharashtra	... Respondent

Mr. Vikrant V. Phatate, Advocate for the Applicant
Ms. Sharmila S. Kaushik, APP for Respondent – State.
Mr. R.G. Sangle, P.S.I., Vijapur Naka Police Station, Solapur City present.

CORAM: **MRS.MRIDULA BHATKAR, J.**
DATE: **6th February, 2017.**

P.C.:

This Application is filed by the applicant/accused for bail. One Deepak Namdeo Chavan knew the father of the applicant/accused and has earlier borrowed Rs.50,000/- from the applicant/accused and though he had returned him total Rs.2 lakhs, still the applicant/accused claimed that his principal amount of Rs.50,000/- was not paid and, therefore, he used to demand the said amount. He met the complainant on 3rd December, 2016 in the evening to go to bank and at that time, suddenly applicant/accused stabbed him at multiple places with knife. The complainant fell down and thereafter 2 to 3 persons took him to police station. He was sent to Civil Hospital, Solapur and treated. Thereafter on 5th December, 2016 the statement of complainant was recorded, pursuant to which the police registered offence at C.R. No. 555 of 2016 with Vijapur Naka Police Station under sections 326 of Indian Penal code and

subsequently Section 307 of Indian Penal Code was applied. The applicant/accused was arrested on 5th December, 2016. Hence, this Bail Application.

2. The learned counsel for the applicant/accused has submitted that the applicant/accused is innocent. He has not committed any offence under section 307 or 326 of Indian Penal Code. The applicant is in prison since last two months and therefore, he be released on bail.

3. Learned APP while opposing the Bail Application relied on the FIR and the statements of other witnesses so also the injury certificate of the complainant Deepak Chavan.

4. Perused the FIR, medical certificate issued on 30th January, 2017 which discloses that the complainant was admitted in the hospital and examined on 3rd December, 2016 at around 9.15 p.m. The incident of assault has taken place at around 8.30 p.m. The certificate discloses that there were 10 stab injuries, out of which, 6 injuries were grievous on neck, stomach and on scapula region. Still the police are investigating the matter. The charge sheet is not yet filed. Hence, at this stage, Bail Application is rejected.

(MRIDULA BHATKAR, J.)