

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRI. ANTICIPATORY BAIL APPLICATION NO.776 OF 2017

- 1) Abrar Ahmad Ataullah Ansari;
2) Ataullah @ Bhulle Samimullah Ansari .. Applicants

Vs.

The State of Maharashtra .. Respondent

.....
Mr. F.A. Ansari, Advocate for the Applicants.
Mr. M. G. Patil, APP for the Respondent - State.
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CORAM : PRAKASH D. NAIK, J.

DATED : JUNE 9, 2017.

P.C. :

This is an application for anticipatory bail. The applicants apprehend arrest in connection with C.R.No. I-49 of 2017 registered with Nizampura Police Station, Bhiwandi, District - Thane for the offences punishable under Section 326, 504 and 506 read with Section 34 of the IPC.

2 The prosecution case is that on 2nd March, 2017, there was a quarrel between the co-accused Israr Ansari and the complainant. After that, the accused abused and assaulted the complainant. The elder brother of the complainant intervened in

the quarrel. The accused assaulted him. The co-accused Israr Ansari assaulted the complainant by using a hammer.

3 Applicant no.2 is father of applicant no.1. The role assigned to the applicants is that they assaulted the complainant by fist blows.

4 Taking into consideration, the overt-act attributed to the applicants, I am inclined to allow this application.

5 Hence, I pass the following order:

:: ORDER ::

- (i) The anticipatory bail application is allowed;
- (ii) Interim order dated 28th April, 2017 passed by this Court is hereby confirmed;
- (iii) Applicants are directed to report Nizampura Police Station, Bhiwandi, District – Thane once in a week on every Saturday between 10.00 a.m. to 12.00 noon;
- (iv) Applicants shall not tamper with the prosecution witnesses;

- (v) Anticipatory Bail Application stands disposed of accordingly.

(PRAKASH D. NAIK, J.)