

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL APPLICATION(APPLN) NO.93/2015

Manohar s/o Ukharda Bhise Vs. Samadhan s/o Subhash Diwane and others.

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

Court's or Judge's orders.

Shri A.V.Bhide, Advocate for the applicant.
Shri N.H.Joshi, APP for respondent no.6-State
None for respondent nos. 1 to 5 though served.

CORAM : N.W.SAMBRE, J.

DATE : MARCH 24, 2017

Crime No.85/2015 for an offence punishable under Sections 498(A), 306 and 34 of the Indian Penal Code came to be registered against the respondents-accused in which learned Additional Sessions Judge, Buldhana, vide order dated September 23, 2015 ordered pre-arrest bail to the respondents-accused.

The marriage of the deceased with accused no.1 was solemnized on May 2, 2015. She consumed poison on September 14, 2015 and expired on September 19, 2015 for which an offence came to be registered against the respondents.

Admittedly, the deceased was under medical treatment for about 4-5 days, but no dying declaration was recorded. Perusal of the reply of the

prosecution depicts that the bottle of the poison is already seized and after completing the investigation, the charge-sheet in the matter is filed.

In this background, in my opinion, the order granting pre-arrest bail in favour of the respondents-accused does not call for any interference as the application sans merit. The application is rejected.

JUDGE

Andurkar