IN THE HIGH COURT OF JUDICATURE AT BOMBAY:
NAGPUR BENCH : NAGPUR
Criminal Application [BA] No.1094 of 2017
[Ravindra Manohar Patil Vs. State of Mah., Jaripatka PS, Nagpur]

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

Mr. A. C. Jaltare, Adv., for the Applicant.
Mr. Ghodeswar, APP for non-applicant.

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CORAM : A. S. CHANDURKAR, J.

DATE : 04th December, 2017

The applicant who has been arrested on 8th June, 2017 in connection with Crime No.335/2017 registered at Jaripatka Police Station, Nagpur, for the offence punishable under Section 307 of Indian Penal Code seeks his release on bail.

As per the report dated 6th June, 2017, the informant has stated that the present applicant is her step-son. The applicant used to quarrel with his father over the family property. Due to this, the applicant started residing separately. On 2nd June, 2017, the applicant is said to have assaulted the informant with an iron rod. She suffered injuries and thereafter the report was lodged.

It is submitted on behalf of the applicant that the entire investigation is now complete and the charge-sheet has been filed. As per the Injury Report, the informant has suffered two grievous injuries on her arms. Considering the nature of aforesaid injuries and the fact that the investigation is complete and charge-sheet has been filed, the applicant deserves to be released on bail. As regards antecedents, it is submitted that the applicant has been acquitted in three of the offences while other minor offences are more than ten years' old.

The application is opposed by the learned Addl. Public Prosecutor by filing reply. It is submitted that from the statements of witnesses, it is clear that the applicant had assaulted the informant. The iron rod was recovered at the instance of the applicant. If released, there is likelihood of applicant threatening the informant and other witnesses.

Perused the charge-sheet.

The Injury Report indicates seven injuries, out of which two are grievous in nature. Those injuries are on the arms of the informant. I find that after completing investigation, the charge-sheet has been filed. As regards antecedents, it can be seen that the applicant has been acquitted in the recent offences. By imposing appropriate conditions, the applicant can be enlarged on

bail.

Accordingly, the applicant who has been arrested in connection with Crime No.335/17 registered at Jaripatka Police Station, Nagpur, for the offence punishable under Section 307 of Indian Penal Code, is directed to be released on bail on furnishing a Personal Bond of Rs.25,000-00 [rupees twenty-five thousand only] with one surety in the like amount. The applicant after his release shall not enter the municipal limits of Nagpur City till the completion of trial, except for attending the Court proceedings. If any contingency for visiting the city arises, the applicant can seek prior permission of the Investigating Officer. He shall not influence the prosecution witnesses.

The observations made in this order are only for deciding the present application which is allowed and disposed of.

Judge

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