

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**NAGPUR BENCH : NAGPUR**

**CRI. APPLICATION (ABA) NO. 831 OF 2016**

(AKASH S/O PRAKASH TEMBHURNE...VS.. STATE OF MAH. THR. P.S.O. PS SADAR,  
DISTT.NAGPUR)

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

None for the applicant.  
Shri A.M.Deshpande, A.P.P. for Non-applicant.

**CORAM : Z.A.HAQ, J.**  
**DATED : JUNE 09, 2017.**

Heard Shri. A. M. Deshpande, learned A. P. P. for  
the non-applicant.

The applicant apprehending arrest in crime  
registered against him for the offences punishable under  
Sections 395, 323 and 427 of the Indian Penal Code has  
sought pre-arrest bail.

According to the Investigating Agency, a group of  
20-22 unknown persons entered the Cafe and claimed to  
belong to "Bhim Sena" and damaged Television set, 2  
Refrigerators, 2 A. C., Plastic Chairs, Glass Table, Music  
System and Window Glasses, objecting the display of portrait  
of Lord Budha in the Cafe. According to the Investigating  
Agency, during the investigation and after examining CCTV  
footage, the presence of applicant is also found.

Applicant claims to be 23 years old and student of  
B.Com. Computer Application 1<sup>st</sup> Year. Applicant claims that

he is not involved in any other crime/offence. The applicant is granted interim protection by this Court by order passed on 22<sup>nd</sup> December, 2016. The Investigating Agency has not made any complaint that the applicant has misused the interim protection.

Considering the facts of the case, in my view, the interim protection granted by the order passed on 22<sup>nd</sup> December, 2016 is required to be confirmed. The interim order is confirmed and thus, application is allowed accordingly.

**JUDGE**

*PB Patil.*