

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

CRIMINAL APPLICATION (BA) NO.1211/2017

Samar @ Tillu s/o Montu Mukharji ..vs.. State of Maharashtra, through PSO
P.S. Mulchera, Dist. Gadchiroli

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

Court's or Judge's orders.

Mr. V. N. Morande, Advocate for applicant.
Mrs. G. Tiwari, A.P.P. for non applicant.

CORAM : V.M. DESHPANDE, J.
DATED : DECEMBER 15, 2017

1. Heard Mr. V. N. Morande, Advocate for applicant
and Mrs. G. Tiwari, A.P.P. for non applicant.

2. The applicant is arrested in connection with
Crime No.74/2017 registered with Police Station, Mulchera,
Dist. Gadchiroli for an offence punishable under Sections
307, 353, 332, 143, 147, 148, 149, 506 of the Indian Penal
Code and Section 5-A (1) and (2) of the Maharashtra
Animals Protection Act, 1995.

3. The reply is filed by the prosecution. It is stated
in the reply that the investigation is in progress and it is at
primary stage. The learned A.P.P. has filed the reply and
stated that crime chart of the present applicant shows that
the applicant is having past criminal record inasmuch as
there are 17 offences registered against the applicant with
Police Stations Mulchera, Chamorshi, Gondpimpri,

Ramnagar, Bhadravati and Forest Area, Pedigudam. It is further stated that the applicant along with co-accused were transporting bullocks, cows, buffaloes and calves for illegal slaughtering and on receipt of such information, the police party made a chase of the said truck. When they were obstructed by the police party, the applicant and co-accused made murderous assault on the police personnel.

Looking to this nature of the accusation against the present applicant and the co-accused and looking to the fact that 17 offences are registered against the applicant, in my view, it is not case wherein this Court should exercise the discretion in favour of the applicant. The application is therefore rejected.

JUDGE