

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

Criminal Application (BA) No. 337 of 2018

Dr Purushottam v. State of Maharashtra

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

Court's or Judge's orders

Shri Avinash Gupta, Senior Advocate and Shri Aakash
Gupta, Advocate with him for applicant
Shri A. V. Palshikar, APP for respondent-State

CORAM : S. B. Shukre, J

DATE : 11.4.2018

Heard. Perused reply of the prosecution and the medical papers.

The medical advice that is given by Dr Uday Mahorkar, cardiologist is that this applicant should undergo coronary bypass surgery as early as possible. The certificate issued by the cardiologist is dated 29th March 2018. Now, the investigation is over as the charge-sheet has been filed.

In view of the ailment of the applicant, date of certificate and nature of liberty already given by this Court to the applicant, which did not require of him to first go to the Sessions Court, I am inclined to entertain and decide this application even though the applicant has not approached the Sessions Court.

Considering the health condition of the applicant and also the fact that the charge-sheet has been filed, I am of the view that this application deserves to be allowed.

Application is allowed. It is directed that the applicant be released on bail in Crime No. 54/2018 registered with Police Station, Mouda for the offences punishable under Sections 376 (1) and 354A of the Indian Penal Code on his

furnishing PR Bond of Rs. 30,000/- together with one solvent surety in the like sum, on the following conditions:

(1) Applicant shall regularly attend the trial Court on all dates of hearing as may be fixed in the trial. Liberty is, however, granted to the applicant to seek for exemption from personal attendance on health issue.

(2) Applicant shall cooperate with the trial Court in expeditious disposal of the case.

(3) Applicant shall not tamper with prosecution witnesses in any manner.

Disposed of.

JUDGE

joshi