

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

Criminal Application [ABA] No.239 of 2018

Nisar Khan s/o Majne Khan

vs.

State of Maharashtra, through P.S.O. Koradi, Tah. & Dist. Nagpur

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*Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.*

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Court's or Judge's Orders

*Shri J.J. Chandurkar, Advocate for the Applicant.
Shri P.S. Tembhare, A.P.P. for the Non-Applicant/State.*

CORAM : S.B. SHUKRE, J.
DATE : 10th APRIL, 2018.

Heard the learned Counsel for the applicant.

Issue notice to the non-applicant/State.

The learned A.P.P. waives notice on behalf of the State and files on record reply of the prosecution.

Perused the reply of the prosecution. This is a case in which the only allegation is that this applicant sold plot of land twice to two different persons. Considering such nature of allegation, I do not think that the custodial interrogation of the applicant would be necessary, as whatever has been done by this applicant is a matter of record.

In the circumstances, I am inclined to allow this application.

The application is allowed and it is directed that in the event of arrest of the applicant in Crime No. 64/2017 registered with Police Station Koradi, District Nagpur, the applicant shall be released on bail on his furnishing a P.R. Bond in the sum of Rs.30,000/- together with one solvent surety in the like sum, on the following conditions:

- i. The applicant shall attend the concerned Police Station everyday between 11:00 a.m. and 01:00 p.m. for a period of two weeks starting from 16th April, 2018 and also on such other occasions as may be required by the Investigating Officer.
- ii. The applicant shall furnish his phone numbers including mobile numbers and shall not leave India without prior permission of the Investigating Officer, till the charge-sheet is filed.
- iii. The applicant shall furnish his present address along with copies of Aadhar Card, PAN Card and other documents relating to residential proof to the Investigating Officer on 16th April, 2018.
- iv. The applicant shall co-operate with the Investigating Officer in the investigation.
- v. The applicant shall not tamper with the prosecution witnesses, in any manner.

The application is disposed of in the above terms.

**sandesh*

JUDGE