

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

Criminal Application [BA] No.442 of 2018

Ganesh s/o Ratan Nagale

vs.

State of Maharashtra, through P.S. Dharni, District Amravati

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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 M.V. Bute, Advocate for the Applicant.

Shri M.K. Pathan, A.P.P. for the Non-Applicant/State.

CORAM : S.B. SHUKRE, J.

DATE : 2nd MAY, 2018.

Heard.

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 F.I.R. and the reply of the
prosecution. It is seen that although it is the version of
the complainant, who is the wife of this applicant, that
the pill in question, which was meant for medical
termination of the pregnancy, was given to her by this
applicant without apprising her of the purpose for which
it was given, the fact remains that this application
seeking grant of bail has been filed on behalf of the
applicant by none other than the complainant herself.
It appears that this is more a case of a matrimonial
dispute between the applicant and the complainant
rather than anything else. Even otherwise, necessary
seizures have already been made and the custodial
interrogation of this applicant is not required. I am,
therefore, of the view that this application deserves to
be granted.

The application is allowed. It is directed that the applicant be released on bail on his furnishing a P.R. Bond of Rs.30,000/- together with one solvent surety in the like sum on the following conditions :

- i. The applicant shall not tamper with the prosecution witnesses in any manner.
- ii. The applicant shall maintain peace and good behaviour and shall not indulge himself in any criminal activities.
- iii. The applicant shall co-operate with the trial Court in expeditious disposal of the case.

The application is disposed of.

JUDGE

**sandesh*