

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

ANTICIPATORY BAIL APPLICATION NO. 1859 OF 2018

Bibhishan Neminath Late ... Applicant

Versus

The State of Maharashtra ... Respondent

**WITH
ANTICIPATORY BAIL APPLICATION NO. 1860 OF 2018**

Nitin Neminath Late ... Applicant

Versus

The State of Maharashtra ... Respondent

Mr. Dilip Shinde a/w Abhay A. Jadhavar for Applicants in both the Applications.

Mr. A. A. Palkar, APP for Respondent – State in both the Applications.

CORAM : NITIN W. SAMBRE, J.

DATE : FEBRUARY 14, 2019.

P.C. :

. The complainant is already facing prosecution in Crime No. 86 of 2016 for an offence punishable under Sections 302, 307, 143, 147, 148, 149 of the Indian Penal Code and Section 135 of the Mumbai Police Act pursuant to the complaint lodged by the Applicant – Nitin Late for murdering brother of both the Applicants namely, Prakash.

2. Considering the nature of offence as alleged and delay of one day in lodging FIR, in my opinion, ad-interim protection granted by this Court on 11th September 2018 in favour of both the Applicants need to be confirmed. In addition that –

- (A) In the event of arrest in Crime No. 261 of 2018 for an offence punishable under Sections 307, 504 read with Section 34 of the Indian Penal Code, both the Applicants be released on executing PR Bond of Rs.15,000/- with one or more sureties each in the like amount.
- (B) Both the Applicants shall attend the Investigating Officer as and when directed.

3. Both the Anticipatory Bail Applications stand disposed of accordingly.

(NITIN W. SAMBRE, J.)