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

ANTICIPATORY BAIL APPLICATION NO. 209 OF 2019

Rajesh Motiram Gaikar

..Applicant

Vs

The State of Maharashtra

..Respondent

Ms. Anjali Patil for the Applicant.

Mr. R.M. Pethe, APP for State.

Mr. S.V. Shende, PSI, Vasind Police Station is present.

CORAM : A.S.GADKARI, J.

DATE : 2nd April 2019.

P.C.:

1] The applicant is apprehending arrest in CR No.I-155 of 2018 dated 23.12.2018 registered with Vasind Police Station, District-Thane (Rural) under section 143, 148, 326, 324, 323, 341, 504, 506 of the Indian Penal Code.

2] Heard the learned Counsel for the applicant and the learned APP. Perused the record of investigation.

3] The medical certificate issued by the Medical Officer attached to the Sub-District Hospital, Shapur, District-Thane does not support the case of prosecution to apply Section 326 of the Indian Penal Code to the present

crime.

4] In view thereof, the applicant can be protected by pre-arrest bail.

Hence the following Order:-

i] In the event of arrest in CR No. I-155 of 2018 registered with the Vasind Police Station, District-Thane (Rural), the applicant shall be released on bail on his furnishing PR bond in the sum of Rs.15,000/- with one or two local sureties in the like amount.

ii] Applicants shall attend the Investigating Officer on 9th, 10th and 11th days of April 2019 between 11.00 a.m to 2.00 p.m and to join in the process of investigation.

iii] Applicant shall not tamper with the evidence and/or influence the prosecution witnesses.

5] Application is allowed in the aforesaid terms.

(A.S.GADKARI, J.)