

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

**CRIMINAL APPLICATION NO.314 OF 2019
IN
CRIMINAL APPEAL NO.890 OF 2015**

Gurunath Krushna Mali

...Applicant

vs.

The State of Maharashtra

...Respondent

Mr. Rajiv Patil, Senior advocate a/w. Mr. Onkar Warange, Mr. Hasan Patel
for the Applicant.

Mr. H. J. Dedhia, APP for the Respondent/State.

**CORAM : B. P. DHARMADHIKARI &
SMT. SWAPNA S. JOSHI, JJ.**

DATE : 17/06/2019.

P.C.:

1. In the light of earlier order dated 27/4/2016 passed on Criminal Application No.497/2016, learned Senior Advocate submitted that the applicant has already put in about 5 years in jail, he is senior citizen and is also not keeping good health. He therefore seeks release on bail on appropriate terms and conditions.

2. Learned APP pointed out that there is no material on record to show health of accused and there is no change in circumstance to enable this Court to consider second application.

3. We have considered the earlier order dated 27/4/2016. We do not find any change in situation. As such the application is rejected.

4. However, in the circumstances we grant applicant leave to move for fixed date of hearing after 3 months.

(SMT. SWAPNA S. JOSHI, J.)

(B. P. DHARMADHIKARI, J.)