

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

CRIMINAL APPLICATION (BA) NO.765/2019

Afroz Hussain Azhar Hussain Vs. State of Maharashtra, through PSO, P.S.
Buldhana City, Dist. Buldhana.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.

Court's or Judge's orders.

Mr. M.N. Ali, Advocate for appellant.

Mr. V.A. Thakre, A.P.P. for non applicant / State.

CORAM : V. M. DESHPANDE, J.

DATED : AUGUST 29, 2019

This is an application for regular bail. The applicant is arrested on 25.04.2019 in connection with Crime No. 171/2019 registered with Police Station Buldhana (City), Buldhana for the offence punishable under Sections 307, 324, 323, 504, 506 read with 34 of Indian Penal Code.

Heard Mr. M.N. Ali the learned counsel for the applicant and Mr. V.A. Thakre the learned Additional Public Prosecutor for the non-applicant/State.

In the present case charge-sheet is already filed. The report is lodged by Shaik Salim Shaik Shamim, the injured. The charge-sheet would show that Shaikh Salim was admitted in the hospital on 04.04.2019 and he was discharged on 17.04.2019. As on today there is no report that after his discharge the injuries which he suffered in the assault allegedly made by the present applicant have worsen or became complicated. That shows that there is no possibility that the offence will be converted into more

graver one. Since the investigation is over and the charge-sheet is filed. In my view the custodial presence of the applicant need not to be continued. The interest of the prosecution can be secured by imposing certain conditions on the applicant. Consequently, I pass following order

ORDER

- (i) The application is allowed.
- (ii) Applicant- Afroz Hussain Azhar Hussain, be released on bail, in connection with Crime No. 171/2019 registered with Police Station Buldhana (City), Buldhana for the offence punishable under Sections 307, 324, 323, 504, 506 read with 34 of Indian Penal Code, on he executing P.R. Bond in the sum of Rs.25,000/- with one solvent surety in the like amount.
- (iii) Applicant is directed to attend Police Station, Buldhana (City), Buldhana once in a month i.e. on the third Monday of each month, till culmination of the trial. The applicant shall be with the Police Station from 02:00 p.m. to 05:00 p.m.
- (iv) With this, the application is allowed and disposed of

JUDGE