

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1316 OF 2019

IN

CRIMINAL APPEAL NO.446 OF 2019

Sangram Raghunath More

....Applicant

Versus

The State of Maharashtra

....Respondent

Mr. S.A. Ingawale i/by K.J. Patil, Advocate for the Applicant.

Mr. A. Sait, APP for the Respondent-State.

**CORAM : RANJIT MORE &
SURENDRA P. TAVADE, JJ.**

DATE : 3rd FEBRUARY, 2020.

P. C. :

1. Heard learned counsel for the respective parties.
2. The applicant along with other three accused have been convicted for committing murder of Samir Mustaf Sayyad @ Naikwadi for the offence punishable under Sections 302, 364 and 201 read with Section 34 of the Indian Penal Code, 1860 and sentenced to suffer life imprisonment. Though the prosecution claimed that the incident is witnessed by four eye-witnesses, three eye-witnesses have turned hostile. The prosecution case is however supported by PW-9/Subhodh Rajkumar Shedbale, an eye-witness. In his deposition, PW-9 has specifically stated that the present applicant along with other three convicted accused brought deceased Samir in injured state, carrying on the motor cycle and kept on the road. PW-9/Subhodh Rajkumar Shedbale saw deceased Samir was not doing

any movement and he had sustained serious injury. His clothes were stained with blood.

3. In the light of this evidence of PW-9/ Subhodh Rajkumar Shedbale, an eye-witness, we are not inclined to entertain this application for bail.

4. The application is devoid of merits and the same is dismissed.

[SURENDRA P. TAVADE, J.]

[RANJIT MORE, J.]