

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

CRIMINAL APPLICATION (BA) NO. 192 OF 2020

Sagar s/o Gajanan Chaudhari

.Vs.

State of Maharashtra

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

Court's or Judge's orders.

Shri A.S. Londhe, Advocate for the applicant.

Shri A.M. Deshpande, APP for the non-applicant – State.

CORAM : Z.A. HAQ, J.

DATED : MAY 15, 2020

Heard.

By this application under Section 439 of the Code of Criminal Procedure, the applicant seeks direction to the non-applicant to release him on bail. The applicant is arrested in connection with Crime No.132/2019 registered with the non-applicant Police Station for the offence punishable under Section 302 of the Indian Penal Code.

The accusations against the applicant are that he has killed his maternal uncle under the belief that deceased was threatening sister of the applicant.

The applicant is in jail since 24.06.2019. Charge-sheet is filed. The non-applicant State is not able to point out that further custody of the applicant is required for investigation.

Considering the facts of the case and the present situation, I am of the view that following order would sub-

serve the ends of justice:

The applicant having been arrested in connection with Crime No.132/2019 registered with the non-applicant Police Station, be released on bail on executing PR bond for ₹50,000/- and on furnishing cash security of ₹25,000/-.

The applicant shall attend the Sessions Court on every date of Sessions trial, unless exemption is granted by the Sessions Court.

In case of failure on the part of the applicant to attend the trial as directed by this order, the non-applicant will be at liberty to file application for cancellation of bail granted by this order.

The amount of ₹25,000/- which will be deposited as per this order be treated as *muddemal* and disposal of it shall be as per the order passed by Sessions Court at the time of conclusion of the trial.

The Criminal Application is allowed in the above terms.

JUDGE