

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

LD (VC) (CRI) SB 170 OF 2020

Majeed Khan Natthe Khan

Vs.

State of Maharashtra, through PSO, PS, Channi, Akola

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 applicant.

Mr. I.J. Damle, A.P.P. for non applicant-State.

CORAM : MANISH PITALE, J.

DATED : MAY 26,2020

Hearing was conducted through video conferencing and the learned counsel agreed that the audio and visual quality was proper.

2. Heard learned counsel for the applicant. The applicant is an accused along with two other persons as per FIR dated 24.04.2020 registered for offence punishable under Sections 304, 201 read with Section 34 of the Indian Penal Code.

3. The husband of the complainant has died and it is alleged by the complainant that the applicant herein was party to destruction of evidence. Insofar as the incident was concerned, it is pointed out by learned counsel appearing for the applicant that complainant was no eye witness to the incident and that FIR itself was lodged after about 12 days of

the incident.

4. It appears that even as per complaint the main allegations are against accused Deepak Shrinath and that the allegation against the applicant, at worst, is of assisting the aforesaid main accused in covering up the manner in which the incident took place.

5. Considering the aforesaid material, a case for ad interim protection is made out. Hence, issue notice returnable in the week commencing 15.06.2020.

6. Mr. Damle, learned APP waives notice on behalf of the non-applicant State.

7. In the meanwhile, in the event the applicant is arrested in connection with FIR No.116/2020 registered with Police Station Channi, District Akola, he shall be released on ad interim anticipatory bail on furnishing PR bond of ₹25,000/-.

9. Applicant shall make himself available before the investigating officer as and when required. He shall cooperate with the investigation.

10. Learned counsel for applicant is directed to supply hard copy of the application along with documents to the learned Additional Public Prosecutor.

11. The order be communicated to the counsel appearing for the parties, either on the e-mail address or on WhatsApp or by such other mode, as is permissible in law.

JUDGE

srwagh