

Vs.

The State of Maharashtra ..Respondent

Mr.R.G.Hange, Advocate for applicant
Ms.R.P.Gaur, APP for respondent

DATE : MARCH 18, 2021

Apprehending arrest in connection with Crime No.216 of 2020 registered on 18.09.2020 with Beed City Police Station, Beed, for the offence punishable under Section 307 read with Section 34 of the Indian Penal Code and Sections 4 and 27 of the Arms Act, the applicant has filed this application under Section 438 of the Code of Criminal Procedure.

2. Heard. Perused the First Information Report (FIR) and the papers of investigation.

3. The applicant is alleged to have assaulted the informant with sword. It appears that the informant

himself has filed an affidavit before the Sessions Court, stating to have settled the matter since the relationship between the two is of cousin.

4. Learned APP has strongly objected to grant bail to the applicant only on the basis of the affidavit filed by the informant before the Sessions Court.

5. Considering the submissions made on behalf of both sides, I am inclined to grant the applicant pre-arrest bail.

6. In view of the above, the application is allowed in terms of the following order:-

(i) In the event of arrest of the applicant in connection with Crime No.216 of 2020 registered on 18.09.2020 with Beed City Police Station, Beed, for the offence punishable under Section 307 read with Section 34 of the Indian Penal Code and Sections 4 and 27 of the Arms Act, the applicant be released on

executing P.R. Bond in the sum of Rs.15,000/- (Rupees Fifteen Thousand) with one surety in the like amount.

(ii) The applicant shall appear before the Investigating Officer as and when required for the purpose of investigation.

(iii) The applicant shall not tamper with the prosecution evidence in any manner.

[R.G. AVACHAT, J.]

kbp