

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

ANTICIPATORY BAIL APPLICATION NO.132 OF 2021

GANESH TUKARAM SHINDE @ GANESH PURI MAHARAJ
VERSUS
THE STATE OF MAHARASHTRA

...
Advocate for Applicant : Mr. Bhosle Abhaysinh K.
APP for Respondent/State : Mr. V.M. Kagne
...

CORAM : MANGESH S. PATIL, J.

DATE : 03.03.2021

PER COURT :

This is an application under Section 438 of the Code of Criminal Procedure since the applicant is sure to be arrested in connection with Crime No.348/2020 registered with Bidkin Police Station, District Aurangabad for the offences punishable under Section 323, 504 and 506 of the Indian Penal Code and Section 25 read with Section 4 of the Arms Act.

2. It appears that a dispute ensued between the villagers and the applicant who happens to be a priest. Both the sides lodged FIR. The applicant is stated to have threatened the villagers by branding couple of swords.

3. The only offence which is non-bailable is the one under Arms Act. As per the report of the Investigating Officer both the swords were found lying at the spot and have been seized.

4. The applicant has also apparently sustained injury in the form of a fracture to the Distal End of Radius Right Side. It is also informed that all the accused villagers in the FIR lodged by the applicant have been released on bail.

5. Considering all the aforementioned facts and circumstances the applicant deserves to be granted anticipatory bail.

6. The Application is allowed. In the event of arrest of the applicant in connection with Crime No.348/2020 registered with Bidkin Police Station, District Aurangabad for the offences punishable under Section 323, 504 and 506 of the Indian Penal Code and Section 25 read with Section 4 of the Arms Act, he be released on bail on his furnishing personal recognizance for an amount of Rs.15,000/- (Fifteen Thousand only) and furnishing a solvent surety in the like amount subject to following conditions:

- a) He shall attend the concerned Police Station as and when called by the Investigating Officer and shall cooperate him.
- b) He shall not tamper the evidence or influence the witnesses in any manner.

(MANGESH S. PATIL, J.)