

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

**ANTICIPATORY BAIL APPLICATION NO. 158 OF 2021**

1. Hiralal s/o Yeduji Gatkane,  
Age: 53 years, Occu. Service
2. Durga w/o Hiralal Gatkane,  
Age: 42 years, Occu. Household,
3. Rushikesh s/o Hiralal Gatkane,  
Age: 22 years, Occu. Education.

All R/o. House No. 113, Pratapgad  
Nagar, N-9, CIDCO, MHADA  
Aurangabad, District Aurangabad.

... APPLICANTS

**VERSUS**

1. The State of Maharashtra  
Through the Police Station Sillod City  
Taluka Sillod, District Aurangabad.
2. The Superintendent of Police,  
Aurangabad, District Aurangabad.

... RESPONDENTS

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Mr. V. D. Sapkal, Senior Advocate I/b Mr. Ramesh R. Imale, Advocate for applicants

Smt. V. S. Chaudhari, APP for respondents

Mr. Balraj P. Pande, Advocate for original informant

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**CORAM : MANGESH S. PATIL, J.**

**DATE : 17.06.2021**

**PER COURT :-**

The applicants are seeking bail in the event of their arrest in connection with Crime No. 15 of 2021 registered with Sillod City Police Station, District Aurangabad, for the offence punishable under Section 306 read with Section 34 of the Indian Penal Code.

2. I have heard learned Senior Advocate Mr. V. D. Sapkal for the applicants, Smt. Chaudhari, learned APP for respondent -State and even Mr. Pande, learned advocate for the original informant.

3. Learned APP, on instructions, clearly states that the deceased had died due to cardiac arrest. Even learned Additional Sessions Judge, while refusing anticipatory bail to the applicants in her order, has made similar observation regarding death being natural.

4. If such is the state of affair, when it is not a matter of suicide, the offence under Section 306 of the Indian Penal Code, which is abetment of suicide would be out of picture.

5. The Anticipatory Bail Application is allowed. The ad-interim relief granted by order dated 23<sup>rd</sup> February 2021, stands confirmed with the same terms and conditions.

**Sd/-  
( MANGESH S. PATIL )  
JUDGE**