

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

32 ANTICIPATORY BAIL APPLICATION NO.647 OF 2021
WITH APPLN/1312/2021 IN ABA/647/2021

ANIL NIVRUTTI WAGHMARE AND ANR
VERSUS
THE STATE OF MAHARASHTRA

Mr.G.K. Naik-Thigle, Advocate for the applicants.
Mrs.D.S. Jape, APP for the respondent/State.
Mr.B.S. Dhawale, Advocate for the complainant.

CORAM : SANDEEP K. SHINDE, J.
DATED : 19.07.2021

PC :-

01. The applicants were witnesses in terms of section 123 of the Transfer of Property Act to a registered gift-deed executed in the year 2013. Except being witnesses, complainant said nothing more against them, so as to constitute offences punishable under sections 420, 467, 468, 471, 201, 427, 447 read with section 34 of the Indian Penal Code. Witnessing a deed means that witness has seen the executant has put his signature on the deed of its correctness. In consideration of this fact, in my view custodial interrogation of the applicants is not required.

02. The application is granted. In the event of arrest of the applicants in connection with Crime No.226

of 2021, registered with Jalna Taluka Police Station, Dist. Jalna, for the offences punishable under sections 420, 467, 468, 471, 201, 427, 447 read with section 34 of the Indian Penal Code, the applicants shall be released on bail on executing bond in the sum of Rs.25,000/- (Rupees Twenty Five Thousand) each with one or more sureties in the like amount.

03. Anticipatory bail application is allowed and disposed of.

04. Pending criminal application is disposed of.

[SANDEEP K. SHINDE,J.]