

Laxman Shankar Dahihande ... **Applicant**
Age 82 year,s Occu: Nil
AR/o Katpur Tq. Paithan Dist. Aurangabad

The State of Maharashtra, ... Respondent
Through Investigating officer,
Paithan Police Station, Paithan
District Aurangabad

CORAM : PRAKASH D. NAIK, J.
DATE : 13th December, 2021

1. The applicant is apprehending arrest in connection with Crime No.164/2021 registered with Paithan Police Station, District Aurangabad for the offence under Sections 307, 326, 324, 341, 323, 504, 506, 34 of the Indian Penal Code.

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3. On perusal of the first information report it appears that the role attributed to the applicant is that the applicant pressed neck of the complainant. The applicant was not armed with weapon. Accused Babasaheb and Krushna Dahihande were arrested. They are released on bail.

4. Learned APP submits that specific role has been attributed to the applicant. He has participated in the offence. All the accused have acted in furtherance of common intention. There are eye witnesses to the incident. The injured had suffered injuries.

5. It is pertinent to note that FIR has been registered with Paithan Police Station vide Crime No. 163/2021 by Babasaheb Dahihande who is son of the applicant for the offences under section 323, 324, 504 and 506 IPC. Considering the role attributed to the applicant he need not be subjected to custodial interrogation. Hence, I pass the following order :-

ORDER

- i. Anticipatory Bail Application No. 1369 of 2021 is allowed;
- ii. In the event of arrest of the applicant in No.164/2021 registered with Paithan Police Station, District Aurangabad , the applicant be

released on bail on executing PR bond in the sum of Rs. 25,000/-
with one or more sureties in the like amount;

- iii. The applicant shall report the investigating officer on 20th 21st,
22nd December, 2021 between 11.00 a.m. to 1.00 noon and
thereafter as and when called for till filing of the charge sheet.

- 6. Anticipatory Bail Application stands disposed of accordingly.

(PRAKASH D. NAIK, J.)

JPC