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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

ANTICIPATORY BAIL APPLICATION NO. 2847 OF 2021

BABASAHEB TUKARAM JADHAV

....APPLICANT

V/s.

THE STATE OF MAHARASHTRA

.....RESPONDENT

Mr. Satyan Pille for the applicant
Ms. A. A. Takalkar APP for the State
Swati Jagtap, PSI, Kalyan Tal. Police Station

CORAM : NITIN W. SAMBRE, J.

DATE: NOVEMBER 29, 2021.

P.C.:

1] Applicant is seeking pre-arrest bail in C.R. No. I-552/2021 registered with Kalyan Taluka Police Station for Offences punishable under Sections 376, 376(2)(n), 509, 323 of the Indian Penal Code.

2] In response to the court's query, learned APP on instructions from the officer informs that the statement in the complaint about the visit of complainant and applicant does not appear to be correct factual matrix. Apart from above, it can be noticed that there is unexplained delay in lodging F.I.R.

3] Victim appears to have lodged similar complaint on earlier occasion against one Sachin in which, this Court already granted relief from arrest.

4] As such, case for bail is made out.

(i) In the event of arrest of applicant in C.R. No. I-552/2021 registered with Kalyan Taluka Police Station for Offences punishable under Sections 376, 376(2)(n), 509, 323 of the Indian Penal Code, he be released on bail on furnishing P.R. bond in the sum of Rs. 25,000/- with one or more sureties in the like amount.

(ii) Applicant shall attend the Investigating Officer from 06/12/2021 to 10/12/2021 between 10.00 a.m. to 12.00 noon as and when directed.

(iii) Applicant shall neither tamper with evidence nor influence the witnesses in any way.

5] Application stands disposed of.

[NITIN W. SAMBRE, J.]