

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

ANTICIPATORY BAIL APPLICATION NO.2258 OF 2019

Priyanka Naresh Mirjolkar and another	Applicants
versus	
The State of Maharashtra	Respondent

WITH
INTERIM APPLICATION NO.1484 OF 2020

Selvi Vishwas Pakinandan	Intervenor
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In the matter between :

Priyanka Naresh Mirjolkar and another	Applicants
versus	
The State of Maharashtra	Respondent

Mr.Prashant Gurav for applicant.
Mr.Sushil Kumar Tiwari for intervenor.
Mrs.Anamika Malhotra, APP, for State.
Mr.Bajirao Naik, API, Kurar Police Station, present.

CORAM : PRAKASH D. NAIK, J.

DATE : 9th February 2021

PC :

1. The Interim Application is not on board. It is taken on board and heard with Anticipatory Bail Application.

2. This is an application for anticipatory bail in CR No.277 of 2019 registered with Dindoshi Police Station for offences under Sections 326, 323 r/w 34 of Indian Penal Code.

3. It appears that there is hostility between two families. The injured is a boy aged about 14 years. The applicant no.1 has allegedly assaulted him by stick on the hand which has resulted in fracture. Applicant no.2 caught hold of the victim.

4. Learned counsel for the applicant submits that during pendency of the application before Sessions Court, they were granted interim protection. Subsequently this Court has also granted interim protection by order dated 15th October 2019. The applicants have co-operated with investigation. Custodial interrogation of applicants is not required.

5. Learned APP submitted injured is boy aged about 14 years. Specific role has been attributed to the applicants. The injured has sustained injuries.

6. Learned counsel for intervenor opposed the application. It is submitted that minor child was assaulted by the accused. Several complaints were lodged against the accused. The injured was hospitalized.

7. Both the applicants are ladies. They have attended Police Station. Considering the factual aspects, custodial interrogation is not necessary. Hence, I pass following order :

ORDER

- (i) Anticipatory Bail Application is allowed and disposed of;
- (ii) Interim order dated 15th October 2019 is confirmed;
- (iii) In the event of arrest of applicants in connection with CR

No.277 of 2019 registered with Dindoshi Police Station, the applicants be released on bail on their executing PR bond in the sum of Rs.10,000/- each with one or two sureties in the like amount;

(iv) The applicants shall report Investigating Officer as and when called for till filing of charge sheet;

(v) Interim Application No.1484 of 2020 is disposed of.

8. This order will be digitally signed by the Private Secretary of this Court. All concerned will act on production by fax or e-mail of a digitally signed copy of this order.

(PRAKASH D. NAIK, J.)

MST