

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CRIMINAL APPEAL NO. 91 OF 2020

Nandlal Ashok Ughalkar

...Versus...

State of Maharashtra Through Officer Incharge, Jalgaon Jamod Police Station,
Jalgaon Jamod, Distt. Buldhana and another

Office Notes, Office Memoranda of Coram,
appearances, Court's orders or directions
and Registrar's orders

Court's or Judge's orders

Ms S.W. Deshpande, Advocate for applicant
Shri A.M. Deshpande, A.PP for non-applicant/State

CORAM : VINAY JOSHI, J.

DATE : 30/09/2021

The appellant is seeking regular bail in Crime No. 16/2020, registered with Jalgaon Jamod Police Station, District – Buldhana, for the offences punishable under Sections 354, 452 of the Indian Penal Code and under Sections 3(1)(w)(i) and 3(1)(w)(ii) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989.

2. It is the prosecution case that the appellant who is neighbouring resident, entered into the house of informant during night hours and caught hold the hand of informant-lady with ill-will. The appellant was already arrested and had faced custodial interrogation. The investigation is complete and charge-sheet has been filed. There is no purpose in detaining the accused further more. In view of that following order :

ORDER

(i) The appeal is allowed.

(ii) Impugned order dated 22/01/2020, passed by Additional Sessions Judge, Khamgaon in Regular Bail Application No. 24/2020 filed by the appellant for grant of bail in Crime No. 16/2020, registered with Jalgaon Jamod Police Station, District – Buldhana, for the offences punishable under Sections 354, 452 of the Indian Penal Code and under Sections 3(1)(w)(i) and 3(1)(w)(ii) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, is hereby quashed and set aside.

(iii) Ad-interim order dated 03/03/2020, granting of interim bail is hereby made absolute on same terms and conditions.

JUDGE