

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

ANTICIPATORY BAIL APPLICATION NO.1089 OF 2022

**MILIND DAGDU HARALE AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA**

...
Advocate for Applicants : Mr. Deshmukh Vaibhav G.
APP for Respondent/State : Mr. V.M. Kagne
...

CORAM : S.G. MEHARE, J.

DATED : 25th AUGUST, 2022

PER COURT:-

1. Heard learned counsel for the applicants and the learned APP for the State.
2. It has been alleged against the applicants that applicant no.1 has assaulted the complainant with knife and applicant no.2 has assaulted him with iron rod on his head.
3. Learned counsel for the applicants would submit that there was a counter case against the applicants. No injuries have been sustained to the complainant. In a counter case, the complainant has been granted anticipatory bail. The applicants have no antecedents to their discredit. They are poor persons. Hence, anticipatory bail may be granted to them.
4. Learned APP has pointed out that there are corresponding injury reports. The weapons are yet to be recovered.

The grievous injury has been caused to the injured complainant. Therefore, the custodial interrogation of the applicants is essential.

5. Perused the papers produced by the applicants as well as the State. There are direct allegations against the applicants that they have assaulted with deadly weapons like knife and iron rods. The corresponding injury report is available. The weapons shall be recovered to complete the investigation. Keeping in view the entire aspect of the case, this Court is of the view that this is not a fit case for anticipatory bail. Hence, the application stands dismissed.

(S.G. MEHARE, J.)