

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
BAIL APPLICATION NO. 393 OF 2022**

Sachin Dnyanadev Jadhav ...Applicant

Versus

The State of Maharashtra ...Respondent

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Mr. Shreyas P. Barsawade for the Applicant.

Ms Veera Shinde, APP for the State.

API Nitinkumar Naik, Khadak Police Station, present.

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CORAM : N.R. BORKAR, J.

DATED : 12 DECEMBER 2022

P.C. :-

This is an application under Section 439 of the Code of Criminal Procedure.

2. The applicant came to be arrested in Crime No. 40 of 2016 registered at Khadak police station for the offences punishable under Sections 395, 120-B of the Indian Penal Code and Sections 3(1)(ii), 3(2), 3(4) of the Maharashtra Control of Organized Crime Act, 1999.

3. I have heard the learned counsel for the applicant and the learned APP for the respondent-State.

4. The applicant is in jail for more than 7 years. There are no other criminal antecedents. The learned Counsel for the applicant has placed on record copy of the order dated 19 July 2022 passed by this Court in Bail Application No.186 of 2022. By the said order, this Court has released the co-accused in the present crime on bail by observing that, he has suffered incarceration for 6 years and still there is no progress in the trial. Considering the facts and circumstances, I am inclined to release the applicant on bail. Hence, the following order is passed:

- (i) Application is allowed .
- (ii) The applicant shall be released on bail in Crime No. 40 of 2016 registered at Khadak police station for the offences punishable under Sections 395, 120-B of the Indian Penal Code and Sections 3(1)(ii), 3(2), 3(4) of the Maharashtra Control of Organized Crime Act, 1999 on executing PR bond in the sum of Rs. 2,00,000/- with one or two sureties in the like amount.
- (iii) The applicant shall attend the concerned police station once in a month that is on first Saturday between 11.00 a.m. to 2.00 p.m. till conclusion of the trial.

(N.R. BORKAR, J.)