

without interim relief. It is submitted that, the prime allegation of assault by weapon is attributed to the co-accused. In the event, interim relief is not granted to applicant. There every likelihood, he would be arrested and the application pending before Sessions Court would become infructuous.

3. Learned APP submits that, the application is pending before the Sessions Court. The investigation is in progress.

4. Learned counsel for the complainant submits that, the role of assault is also attributed to the applicant. The FIR names the applicant as one of the person who assaulted the injured. The injury certificate depict the injuries suffered by the injured. He is in ICU. The application for interim relief preferred by the applicant was withdrawn.

5. In rejoinder, learned counsel for the applicant however, pointed out that, after withdrawal of the interim protection application was made stating that, due to overt sight, the interim application was withdrawn and he may be permitted to peruse the application for interim protection. The request was granted and the interim application is pending before the concerned Court.

6. In the light of the aforesaid factual aspect and without going into the merits of the application since the Anticipatory Bail

Application preferred by the applicant is pending before the Sessions Court interim relief can be granted to the applicant till the final disposal of the application pending before the concerned Court.

ORDER

- i. Criminal Anticipatory Bail Application No. 2982 of 2022 is disposed off.
- ii. Interim relief is granted till disposed of application pending before Sessions Court.
- iii. In the event of arrest of the applicant in connection with C.R. No.555 of 2022 registered with Chikhali Police Station, Pimpri Chinchwad, Pune, the applicant be released on bail on executing PR. Bond in the sum of Rs.20,000/- with one or more sureties in the like amount.
- iv. The learned Sessions Judge shall decide the application for Anticipatory Bail before the Sessions Court on merits in accordance with law and without being influenced by this order.

(PRAKASH D. NAIK, J.)