

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

CRIMINAL APPLICATION (ABA) NO. 807 OF 2022

Nikhil s/o Sunil Sardar and another .Vs. State of Maharashtra, thr. PSO., P.S. Akot File, Dist. Akola.

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

Court's or Judge's Order

Mr A.M. Tirukh, Advocate for the applicants.

Ms Shamshi Haider, Advocate for the non-applicant/State.

CORAM : ANIL S. KILOR, J.

DATED : 05/12/2022

1. Heard.
2. The applicants are seeking ad-interim bail in connection with Crime No. 632 of 2022 registered with Police Station Akot File, District Akola for the offences punishable under Sections 353, 379, 279, 337, 504, 506 and 186 of the Indian Penal Code, 1860.
3. In this case, the allegations against the applicants are that of theft of sand and creating obstructions in the official duty of the Tahsildar, while he was performing his official duty.
4. To claim parity it is submitted that, the father and mother of the applicants, who are the co-accused in this case, are released on bail. However, on perusal of the order granting ad-interim bail, it can be seen that the father was granted bail because he was 71 years of old and initially both were not present at the spot, when the incident took place.

5. Considering the offence which is serious in nature. Though there are no antecedents, but some deterrence is required in such types of matters.

6. Accordingly, because there is sufficient incriminating available on record which prima-facie show the involvement of the applicant, I am not inclined to grant pre-arrest bail. Accordingly, I pass the following order:

The criminal application is **rejected**.

JUDGE