

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

ANTICIPATORY BAIL APPLICATION NO.29 OF 2023

**SACHIN DILIP MUDIRAJ
VERSUS
THE STATE OF MAHARASHTRA**

...
Mr. Abhishek C. Deshpande, Advocate for Applicant
Mr. A.V. Deshmukh, APP for Respondents – State
...

CORAM : NITIN B. SURYAWANSHI, J.

DATE : 02nd MARCH, 2023

PER COURT :

1. Applicant apprehends arrest in Crime No.700/2022, registered with M.I.D.C Waluj Police Station, Aurangabad, for offence punishable under sections 307, 323, 504 r/w 34 of the Indian Penal Code.
2. FIR is lodged by Swati Babasaheb Girbone alleging that her husband Babasaheb Girbone has relations with a lady from their relatives. On 09/08/2022, at about 04:00 p.m. at Vitava Phata, applicant and his friend abused and assaulted Babasaheb with knife in the chest and abdomen. In the said assault, right hand finger of Babasaheb was injured. He was shifted to Ghati Hospital, Aurangabad and was operated there. Thereafter his wife has lodged the FIR.
3. Heard learned advocate for applicant and learned

Additional Public Prosecutor for State. Perused the investigation papers.

4. Perusal of injury certificate reveals the injuries received by Babasaheb which are directly attributed to the present applicant. Weapon used in the crime is yet to be recovered. In that view of the matter, presence of the applicant is necessary for effective investigation.

5. No case is made out for exercising discretion in favour of the applicant. Application is, therefore, rejected.

(NITIN B. SURYAWANSHI, J.)