

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

BAIL APPLICATION NO.175 OF 2023

SUNIL @ RAHUL SANJAY MEHAR
VERSUS
THE STATE OF MAHARASHTRA

...
Advocate for Applicant : Mr. Sopan G. Bobde
APP for Respondent : Mr. S. P. Deshmukh
...

CORAM : S. G. MEHARE, J.

DATE : 14-02-2023

PER COURT :-

1. Heard the learned counsel for the applicant and the learned A.P.P. for the respondent/State.
2. The prosecution has a story that the daughter of the deceased had love affair with co-accused Dipak. She was opposing their relationship. Hence, her daughter and the other two co-accused with common intention killed her. The circumstantial evidence against the applicant is that he purchased the knife soon before the incident. However, there is no evidence against the applicant that he has any acquaintance with the deceased any time before. He appears to be a friend of the co-accused and the daughter of the deceased. The evidence against him is not cogent. In the circumstances, the applicant has good case on merit. Hence, the following order :-

- i) Application is allowed.
- ii) Applicant Sunil @ Rahul Sanjay Mehar be released on bail, on furnishing PB and SB of Rs.50,000/-, with one solvent surety of the like amount, in C.R.No.177 of 2022, registered with Chikalthana Police Station, Taluka and District Aurangabad, for the offence punishable under Sections 302 and 120B of the Indian Penal Code, on the condition not to tamper with the prosecution witnesses.

(S. G. MEHARE)
JUDGE

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