

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

BAIL APPLICATION NO.286 OF 2023

SHOYEB S/O. AFROZ MAINODDIN KAZI
VERSUS
THE STATE OF MAHARASHTRA

...
Advocate for Applicant : Mr. Kiran T. Jamdar
APP for Respondent : Mr. S. P. Deshmukh
...

CORAM : S. G. MEHARE, J.

DATE : 01-03-2023

PER COURT :-

1. Heard the learned counsel for the applicant and the learned A.P.P. for the respondent/State.
2. This is third bail application of the applicant seeking bail. As per the arguments of the learned counsel for the applicant, one of the co-accused has been granted anticipatory bail and the witnesses have been examined, are the change in circumstances. The rule of evidence is that the evidence has to be read as a whole. A few witnesses turned hostile is not sufficient to hold that the accused is not guilty. Granting anticipatory bail to another co-accused is also not a change in circumstances for the present applicant. There are no change in circumstances. Hence, the application stands dismissed.

(S. G. MEHARE)
JUDGE