

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

**910 BAIL APPLICATION NO.1206 OF 2022**

DNYANOBA BABURAO MUNDHE  
VERSUS  
THE STATE OF MAHARASHTRA

...  
Advocate for Applicant : Mr. A.M. Gaikwad  
APP for Respondents: Mr. S. P. Deshmukh

....

**CORAM : S.G. MEHARE, J.**  
**DATE : JANUARY 19,2023**

**PER COURT :**

1. Heard the learned counsel for the applicant and learned A.P.P for the respondent/state.

2. Perused the progress report of the trial received from the learned Additional Sessions Judge, Gangakhed. It reveals that the prosecution has utterly failed to make progress in the trial. The so- called CD has not been provided to the accused from 20.04.2022. There appears lethargy on the part of the prosecution. The applicant is languishing in jail since the year 2017. The Court is not satisfied with the conduct of the prosecution to get the trial disposed of at the earliest. The accused appears to have been deprived of right

to have expeditious trial and quick decision. The offence is of the year 2017. The progress in the trial is too slow and against the right of the accused. In the circumstances, though the offence is serious, it would be inappropriate to keep the applicant behind bar. Hence, the following order :-

**ORDER**

- i) The application is allowed.
- (ii) Applicant Dnyanoba Baburao Mundhe, be released on bail on furnishing P.B. and S.B. of Rs.50,000/- (Rupees Fifty Thousand) with one solvent surety of the like amount, in Crime No. 41/2017, registered with Pimpaldari Police Station, Tq. Gangakhed District Parbhani for the offences punishable under Sections 302,120-B,109,406,468,201 of the Indian Penal Code on the conditions that :-
  - (a) He shall not tamper with the prosecution witnesses.
  - (b) He shall attend the trial on every effective date.
  - (c) The applicant shall not leave the jurisdiction of the trial Court without its leave.

**( S. G. MEHARE )  
JUDGE**