

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

ANTICIPATORY BAIL APPLICATION NO.1137 OF 2023

**NIVRUTTI @ PAWAN VISHWANATH DANVE
VERSUS
THE STATE OF MAHARASHTRA**

Mr. N. S. Shah, Advocate for the applicant
Mr. G. O. Wattamwar, APP for the respondent/State

CORAM : R. M. JOSHI, J.

DATE : 4th AUGUST, 2023

P.C. :-

1. Applicant apprehends arrest in connection with Crime No. 176/2023 registered with Hasnabad Police Station, Dist. Jalna for the offences punishable under Sections 4 and 25 of Arms Act and Section 135 of Maharashtra Police Act.

2. The Police Constable attached to a Hasnabad Police Station gave report stating that on 14/06/2023 an incident has occurred. In the video of the said incident it was found that the present applicant was wielding the sword in his hand. It is stated that the secrete information was received thereafter that the said sword is kept by the applicant in the shed behind his house. Accordingly the place was raided on 17th June, 2023 and sword was taken in to custody. On the basis of this offence is registered.

3. Perusal of the first information report itself shows that the if sword was to be seized it ought to have been seized in connection with Crime No. 172/2023 registered in respect of the incident occurred on 14th June, 2023. It seems that during the investigation of the said crime the said weapon was not seized and now different offence is registered against the present applicant about the seizure of the sword. Since the sword is already seized the custodial interrogation of the applicant is not necessary. Hence the application is allowed in terms of interim order dated 14th July, 2023.

(R. M. JOSHI, J.)

ssp