

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

**42 CRIMINAL APPLICATION NO.3815 OF 2022
IN BA/349/2021**

**DATTATRAY ANKUSH PATHADE
VERSUS
THE STATE OF MAHARASHTRA**

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Advocate for Applicant : Mr. N. A. Shaikh h/for Mr. D. S.Ingole
APP for Respondent State: Mr. K. S. Patil

**CORAM : S. G. MEHARE, J.
DATE : 2nd JANUARY, 2023**

ORDER:

1. Heard learned counsel for the applicant and learned APP for the State.
2. The applicant was granted conditional bail that he shall not enter into village Aadhalgaon, Wakade Vasti, Tq. Shrigonda, District Ahmednagar till conclusion of the trial. The learned counsel for the applicant submits that the applicant is residing away from his parents and village for about one and half year. However, there is no material progress in the trial. The applicant is poor, he has no sufficient means to reside separately.
3. The learned APP would submit that there is no report that the applicant had violated the conditions of bail order dated 26th August, 2021.

4. The charge sheet has been filed. The applicant is an agriculturist. He did not disobey the conditions of bail order. The trial may take its own time. There appears no harm if the applicant is allowed to stay with his parent and look-after his field.

5. For the above reasons, the application is allowed.

6. Condition No. (iv) that the applicant shall not enter in village Adhalgaon, Wakade vasti Tq. Shrigonda, District Ahmednagar and shall reside elsewhere till conclusion of the trial, imposed by the Court in order dated 26th August, 2021 passed in Bail Application No. 39 of 2021 is relaxed. All other conditions to continue.

7. Criminal application is accordingly disposed of.

(S. G. MEHARE, J.)

JPChavan