

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

ANTICIPATORY BAIL APPLICATION NO. 1563 OF 2023

Swapneel Pradeep Wagh And Anr ...Applicants
Versus
State Of Maharashtra ...Respondent

Mr. Rahul Shelke a/w Ms. Neha Sharma, Akshay Bansode
Advocate for the Applicant.

Mr. M. G. Patil, APP for the Respondent – State.

PSI Vasant B. Bhoje, Shrinagar Police Station, Thane City,
Present.

Digitally signed
by ETHAPE
DNYANESHWAR
ASHOK
Date: 2023.09.16
12:51:19 +0530

CORAM : **N. J. JAMADAR, J.**
DATE : **14th SEPTEMBER, 2023.**

PC.:

1. Heard the learned Counsel for the Applicants and the
learned APP for the State.

2. This is an application for pre-arrest bail in connection
with C.R. No. 93 of 2023 registered with Shrinagar Police
Station, Thane City for offences punishable under Sections
323, 327, 329, 427 and 504 of the Indian Penal Code, 1860.

3. By an order dated 12th June 2023, this Court was
persuaded to grant interim protection upon certain
conditions.

4. Learned has APP tendered the injury certificate of the

first informant for perusal of the Court. The injury certificate indicates that, the first informant sustained CLW and two abrasions, all simple injuries.

5. In view of the above, the offence punishable under Section 329 of Indian Penal Code, 1860 does not seem to have been *prima facie* made out. Therefore, in addition to the reasons assigned in the order granting interim bail on 12th June 2023, the nature of the injuries which the first informant suffered weighs with the Court to make order of interim bail absolute.

Hence, the following order:-

ORDER

- (i) The order of interim bail dated 12th June 2023, is made absolute on the terms and conditions incorporated therein.
- (ii) In addition, the applicant shall regularly attend the proceedings before the jurisdictional Court
- (iii) Application stands disposed.

(N. J. JAMADAR, J.)