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

CRIMINAL APPLICATION NO.157/2020

NIKITA SHARAD MADNE & ORS.

..APPLICANTS

VS.

THE STATE OF MAHARASHTRA & ANR.

..RESPONDENTS

Adv. Manohar Rajput i/b. Adv. Siddhesh Rajput for the
applicants.

Mr. S. V. Gavand, APP for State.

CORAM : M. S. KARNIK, J.

DATE : FEBRUARY 3, 2023.

P.C. :

1. Heard learned counsel for the applicants and learned
APP for the State.

2. This is an application for cancellation of bail. The bail
was granted to the accused by an order dated October 1,
2020 passed by the trial Court.

3. Learned counsel for the applicants on the question as
to why bail should be cancelled submitted that the trial
Court was not justified in relying upon the additional
statement dated January 3, 2016 which was prior to the
incident as the incident occurred on October 29, 2016.

4. I find that apart from this additional statement, the

trial Court has considered other factors while granting bail to the accused. I do not see any reason to interfere with the order granting bail at this juncture as the order was passed far back as on October 1, 2020 and more so when there is no allegation that any of the condition on which the accused was released on bail are violated.

5. Suffice it to observe that the observations made by the trial Court including reliance placed on the additional statement is limited for considering the application for bail and the same shall not influence the trial. The trial obviously will be decided on its own merits and on the basis of evidence.

6. The application is disposed of.

(M. S. KARNIK, J.)