

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT NAGPUR, NAGPUR.

...

CRIMINAL APPLICATION (BA) NO. 1453/2022

Vipul Sangit Ingle (in Jail)

.. Applicant

versus

The State of Maharashtra

Th: Police Inspector Tamgaon

P.S. , Tq.Sangamner Dist. Buldana

.. Respondent

.....
Mr.A.D.Raut, Advocate for the applicant

Mr. Nitin Rode, APP for Respondent
.....

CORAM: ANIL L. PANSARE, J.

DATED : 13th February, 2023.

PC:

This is an application under Section 439 of the Code of Criminal Procedure. The applicant has been arrested on 22.10.2021 in Crime No. 323/2021 registered with Tamgaon Police Station, Tal.Sangrampur, Dist. Buldana for the offences punishable u/ss. 302, 301 r/w.34 of the Indian Penal Code.

2. Learned Advocate for the applicant has invited my attention to Page No.110 of the Paperbook, in order to point out that the mother of the applicant has filed a say before the learned Sessions Court giving “no objection” for releasing the applicant/accused on bail. He further submits that if the trial proceeds, the witnesses will turn hostile.

3. The learned APP submits that the applicant is accused of patricide. He has rightly contended that the submissions made by the learned Advocate for the applicant clearly suggest that there is every possibility that the applicant has pressurized his mother to file an affidavit in his support and

the further submission that the witnesses will turn hostile is indicative of the fact that the witnesses will also be pressurized if the applicant is released on bail. It is thus risky to release the applicant at this stage.

4. In view of the above, giving liberty to the applicant to file an application for bail afresh after material witnesses are examined in the trial as prosecution witnesses, the instant Application is rejected.

[ANIL L. PANSARE, J.]

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