

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

BAIL APPLICATION NO. 383 OF 2024

Harshal @ Channu s/o Dattatrey Rane

VERSUS

The State Of Maharashtra

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Advocate for the Applicant : Mr. Rupesh Anil Jaiswal

APP for Respondent/State : Mrs. M.L. Sangit

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CORAM : S.G. MEHARE, J.

DATED : MARCH 12, 2024

PER COURT:-

1. Not on board. Taken on board.
2. Heard learned counsel for the applicant and learned APP for the State.
3. This is a successive bail application of the applicant in Crime No.124 of 2022 registered with Bhusawal City Police Station, Jalgaon for the offences punishable under Sections 109, 307, 326, 323, 506 r/w 34 of the Indian Penal Code and Sections 3, 5, 25 and 27 of the Indian Arms Act.
4. It is evident that the applicant is suffering from tuberculosis. He was admitted to the Civil Hospital for the treatment. However, a long treatment is required for his disease. Normally, six months treatment is sufficient to cure the tuberculosis provided there are no complications. The applicant has no good past. He was carrying arms or weapons with him. Therefore, his earlier bail

application was rejected. However to protect his life, the Court may take another view to grant him temporary bail only for the purpose of medication and treatment for tuberculosis. Hence, the following order :

ORDER

- (I) The application is allowed.
- (II) The applicant, Harshal @ Channu s/o Dattatrey Rane, be released on **temporary bail** for three months from the date of his release only for medication and treatment for tuberculosis on furnishing P.B. and S.B. of Rs. 50,000/- (fifty thousand) with one solvent surety of the like amount in the above crime.
- (III) Bail should be furnished before the learned Trial Court.
- (IV) During the stay of three months outside the jail, the applicant shall not carry any weapons or arms with him.
- (V) The applicant shall not commit any crime.
- (VI) The applicant shall not threaten the witnesses.
- (VII) If he violates any of the conditions, the matter may be reported immediately to the Trial Court.
- (VIII) If the Trial Court satisfied that the applicant has deliberately violated the bail conditions, he should forthwith take him in custody considering this order deemed to be cancelled.

(3)

(IX) On completing three months, he shall surrender before the Trial Court for sending him to prison.

(S.G. MEHARE, J.)