



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

932 BAIL APPLICATION NO. 1366 OF 2024

MAHENDRA TRYAMBAK SATHE

VERSUS

THE STATE OF MAHARASHTRA AND ANOTHER

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Advocate for Applicant : Mr. Reddy Avinash M., Kalyane
Madhav Nivruttee.

APP for Respondent/s-State : Ms. V. S. Choudhari.

Advocate for Respondent No.2 to assist APP : Mr. Ade R. B.

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CORAM : S. G. MEHARE, J.

DATE : 15.10.2024

PER COURT :-

1. Heard the learned counsel for the applicant, learned APP for the respondent-State and learned counsel for respondent No.2.

2. The applicant seeks bail in Crime No.194 of 2023, registered with Karmad Police Station, District Aurangabad, for the offences punishable under Sections 363, 376(2)(N), 506 of the IPC and Section 4 and 6 of the POCSO Act.

3. The applicant seeks bail on the ground of health. He has produced the documents from the Jail Authority. He has been diagnosed submental lymphadenopathy. In simple words it is a signal of cancer. The medical papers support the contention of

the applicant that he is suffering from a serious disease that may require regular medical attendance. Earlier he was treated at private hospital. That time also he was advised for biopsy. The medical papers collected from the jail authority support the contention of the applicant that he needs the consistent treatment and assistance of his family.

4. The strong objection has been raised by the learned counsel for the victim. However, the life of the victim cannot be put in danger only for want of the proper treatment and care.

5. In view of the above, the following order is passed :

ORDER

- (i) Bail Application is allowed.
- (ii) Applicant **MAHENDRA TRYAMBAK SATHE** be released on bail on furnishing P.B. and S.B. of Rs.50,000/- (Rupees Fifty Thousand only) with one solvent surety of like amount, on the following conditions :
 - (a) The applicant should not tamper with the prosecution witnesses.

- (b) He should attend the trial on each and every effective date.

(S. G. MEHARE, J.)

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vmk/-