



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

990 BAIL APPLICATION NO. 2013 OF 2024

DILIP RAOSAHEB GAIKWAD

VERSUS

THE STATE OF MAHARASHTRA

...

Advocate for Applicant : Mr. Pande Balraj Prakash

APP for Respondent/State: Mr. B. B. Bhise

...

CORAM : ARUN R. PEDNEKER, J.

DATE : 12th DECEMBER, 2024

PER COURT:

1] Heard learned counsel for the applicant and the learned APP for the respondent-State.

2] The applicant is seeking bail as he was arrested on 17.06.2024 in connection with Crime No.219/2024, registered with Bidkin Police Station, District Aurangabad, for the offences punishable under Sections 307, 504, 506, 34 of the Indian Penal Code.

3] It is the contention of the applicant that he is accused no.2 in the matter. Accused no.1 has assaulted the victim on the head and hands. The applicant is alleged to have assaulted the victim on his head. The relevant portion of the 164 Cr.PC. statement of Dnyaneshwar Bande (victim) is noted below:

“ दिलीप गायकवाड याने माझ्या हातातील सळई व बल्लीने माझ्या पायावर मारले.”

4] Considering the same, it appears that the iron rod was in the hands of the accused no.1, who had hit the victim on his head and accused no.2 / the present applicant had hit the victim by wooden log on the victim's leg.

5] Since, the accused is in custody from 17.06.2024 and as already charge-sheet is filed in the matter trial will take long time. As such, accused no.2 / applicant is apparently hit the injured under the leg. Thus, applicant is granted bail.

6] In view of the above, the application is allowed in the following terms :

a] The applicant shall be released on bail in connection with Crime No.219/2024, registered with Bidkin Police Station, District Aurangabad, for the offences punishable under Sections 307, 504, 506, 34 of the Indian Penal Code, on furnishing PR bond of Rs.15,000/- with one or two sureties in the like amount to the satisfaction of the trial Court.

b] The applicant shall not enter the place Padali for a period of 6 months.

c] The applicant, upon being released on bail, shall not contact the informant, in any manner whatsoever, during the pendency of the trial.

d] The applicant shall co-operate with the trial Court and he shall attend each and every date, unless exempted by the trial Court.

e] The applicant shall not tamper with the evidence of the prosecution and he shall not influence the informant, witnesses and other persons concerned with the case.

f] The applicant, upon being released on bail, shall place on record of the trial Court the details of his Contact Number and residential address with updates in case of any change.

7] Needless to say, in case of violation of any of the aforesaid conditions, the bail granted to the applicant shall be liable to be cancelled.

8] It is also clarified that the observations made in this order are limited to the disposal of the present bail application. The concerned Court shall proceed further in the matter without being influenced by the observations made hereinabove.

9] The application stands disposed of.

[ARUN R. PEDNEKER, J.]