



IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

ANTICIPATORY BAIL APPLICATION NO. 1937 OF 2023

Prakash Laxman Gaikwad And AnotherApplicants

VERSUS

The State Of Maharashtra And AnotherRespondents

.....
Mr. S.E. Shekade, Advocate for Applicant.
Mr. N.B. Patil, APP for Respondents.

.....
[CORAM : NITIN B. SURYAWANSHI, J.]

DATE : 6th FEBRUARY, 2024

ORDER :

1. Applicants apprehend arrest in C.R. No. 326/2023, registered with Mondha Police Station, Parbhani, for offence punishable under section 379 r/w. 34 of the Indian Penal Code.
2. FIR is lodged by Akshay Dahale stating that on 10.09.2023, when he was near R.R. petrol pump to receive Pankaja Tai Mundhe, at that time, his 4½ tola gold locket was snatched by some unknown persons.
3. Heard learned advocate for applicants and learned APP for respondents. Perused the investigation papers.
4. After arguing on merits at length, when this Court was not inclined to grant relief to applicant No. 1, learned

Bhagyawant Punde

advocate for applicants on instructions seeks permission to withdraw application of applicant No. 1- Prakash Laxman Gaikwad. Permission granted. Application of Applicant No. 1- Prakash Laxman Gaikwad is dismissed as withdrawn.

5. So far as applicant No. 2 is concerned there does not appear any material to show his involvement in the alleged crime. Nothing is to be recovered from him, therefore, his pre-trial custodial detention is not necessary in the facts of the present case. Application is therefore allowed by confirming the interim protection order dated 01.12.2023.

6. Till filing of charge sheet, applicant shall attend the concerned police station as and when called by investigating officer and shall co-operate in the investigation. Applicant shall not tamper the prosecution evidence.

[NITIN B. SURYAWANSHI, J.]