



PMB

915-APEAL-194-24.doc

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL APPEAL NO. 194 OF 2024

ARUNA TALAGAPU KUSUMURU
SATISH ARUNA @ VIJAYA
CHINNARADU TALAGAPU

..APPELLANT

VS.

THE STATE OF MAHARASHTRA AND ANR.

..RESPONDENTS

Adv. Tahera Qureshi for the appellant.

Ms. Megha S. Bajoria, APP for the State.

Mr. Kiran Deshmukh, API, Khadki Police Station, Pune City.

CORAM : M. S. KARNIK, J.

DATE : FEBRUARY 29, 2024

P.C. :

1. Heard learned counsel for the appellant and learned APP for the State.

2. This is an appeal for pre-arrest bail in connection with C.R. No.418 of 2023 registered with Khadki Police Station, Pune on 07.11.2023 for the offences punishable under Sections 324, 354, 504 read with 34 of the Indian Penal Code (hereafter "IPC", for short) and under Sections 3(1)(r), (s)(w)(i)(ii), 3(2)(va) of Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 (hereafter "Atrocities Act", for short).

3. The FIR is dated 07.11.2023. The dispute between the complainant and the accused is in respect of water that was leaking from the flat of the complainant into that of the appellant. The appellant and the complainant are neighbours. It is alleged that there was a quarrel which took place on the date of the incident when the appellant's husband assaulted the complainant. The complainant suffered injuries of which one is a grievous injury. The appellant's husband has been enlarged on regular bail. So far as the abuse in the name of caste is concerned, there are no statements of the independent witnesses on record. There are disputes between the appellant and the complainant. In the past the appellant lodged a complaint against the complainant.

4. Hence, issue notice to respondent No.2, returnable on 21.03.2024. Learned APP waives service of notice on behalf of respondent No.1.

5. The appellant needs to be protected by an interim order in the meantime.

6. In the event of arrest of the appellant, the appellant shall be enlarged on bail on her furnishing P.R. bond of

Rs.15,000/- with one or more sureties in the like amount.

7. The appellant shall report to the Investigating Officer of the concerned Police Station as and when called and co-operate with the investigation.

8. Stand over to **21.03.2024**.

(M. S. KARNIK, J.)