



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL APPLICATION (APPP) NO.772 OF 2024
IN
CRIMINAL APPLICATION (BA) NO.901 OF 2023

Tarbez Ali @ Raju Habib Ali Pathan

Vs.

State of Maharashtra, Through Police Station Officer Andhera,
District Buldhana

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Ms. I. D. Thakare, Advocate for applicant.
Ms. Swati Kolhe, APP for respondent/State.

CORAM : URMILA JOSHI-PHALKE, J.
DATED : 07/05/2024

1. By this application, the applicant is seeking modification of condition.
2. The applicant was prosecuted for the offences punishable under Sections 143, 147, 148, 307, 326, 324, 452, 506 read with Section 149 of the Indian Penal Code and under Section 4/25 of the Arms Act and under Section 135 of the Maharashtra Police Act.
3. Considering the gravity of the offence and the apprehension raised by the prosecution, the condition was imposed that "the applicant shall not enter in the area of Deulgaon Raja Taluka, till the recording evidence of injured witnesses."
4. The fact of the case shows that the injured has sustained the injury due to the assault by the applicant and other the co-accused. The applicant is

released on bail. Considering the investigating is completed, but still there is an apprehension of tampering of the witnesses and therefore, the said condition is imposed.

5. Considering the reason mentioned in the application, which is not sufficient to modify the condition imposed on the applicant, application deserves to be rejected. Accordingly, I proceed to pass following order:

The application is rejected.

(URMILA JOSHI-PHALKE, J.)