

BA 314/2019

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Order

**IN THE SESSIONS COURT FOR GR. BOMBAY,
BORIVALI DIVISION, DINDOSHI, GOREGAON, MUMBAI
CRIMINAL BAIL APPLICATION NO.314 OF 2019
(C.R.NO.112/2019)
(CNR NO.MHCCO5-001567-2019)**

Sagar Mukesh Gangawane

Age 32 Years, Occupation:Nil,
Residing at 26/D, Kharat Chawl,
Janta Colony, C/Ward,
Prem Nagar, Near Hanuman Mandir,
Jogeshwari(E), Mumbai 400 060.

....Applicant/Accused

V/s.

The State of Maharashtra

Andheri Police Station

....Respondent

Ld. Advocate Mr.Acharya M.Moorthy for the applicant/accused.
Ld. APP Mr. K. Y. Salunke for the State.

**CORAM: H.H.THE ADDITIONAL SESSIONS JUDGE
SHRI D.D.KHOCHHE
(C.R.NO.8)
DATE : 26TH MARCH, 2019.**

ORDER

This is an application u/s. 439 of the Code of Criminal Procedure 1973 by Sagar Mukesh Gangawane for grant of bail in Crime No.112/2019 for the offences punishable U/secs. 323, 353, 504 r/w 34 of the Indian Penal Code, 1860 (hereinafter referred to as "I.P.C.") registered with Andheri Police Station.

2. Perused the application and reply filed. Heard Ld. Advocate Mr.Acharya M.Moorthy for the applicant/accused and Ld. Addl.PP. Mr. K.Y.Salunke for the State.

3. This Court had rejected bail application of the present applicant/accused on the ground that police should get sufficient opportunity to search out the wanted accused Suraj Pote. Yet there does not appear progress in it though more than two weeks are passed. In such circumstances, present applicant/accused cannot be kept in jail for indefinite period, when investigation with him is over. The informant and witnesses being police, there is no fear of threatening them by applicant/accused. He appears to be resident of Mumbai. Hence this is fit case to grant bail. Hence, following order:

ORDER

1. Bail Application No.314/2019 is conditionally allowed.
2. Applicant/Accused Sagar Mukesh Gangawane be released on his executing the PR. Bond of Rs. 15,000/- (Rupees Fifteen Thousand only) and on furnishing solvent surety/sureties of like amount, and on his accepting the conditions given below-
 - a) He shall produce his identity proof, address proof, mobile number and land line number, if any, before the concerned police station with bail papers.
 - b) He shall attend Andheri Police Station on every Wednesday and Sunday between 12.00 noon to 4.00 P.M. till filing of the charge-sheet and shall co-operate in the investigation.

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- c) He shall maintain its diary and take the acknowledgment of the police station.
- d) He shall not tamper the prosecution witnesses in any way.
- e) He shall not commit similar offence during trial of this Court.
- f) He shall not leave India without prior permission of the Ld.Trial Court.

3. Ld.Advocate for the applicant/accused asked for provisional cash bail. It is allowed for two weeks.

(Dictated and Pronounced in open Court).

Date : 26.3.2019

**(D.D.KHOCHE)
ADDL.SESIONS JUDGE
CITY CIVIL & SESSIONS COURT,
BORIVALI DIVISION, DINDOSHI**

Dictated on : 26.03.2019
Transcribed on : 26.03.2019
Checked & corrected on : 26.03.2019
Signed on : 26.03.2019
Sent to Dept. on :

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Order

“CERTIFIED TO BE TRUE AND CORRECT COPY OF THE ORIGINAL
SIGNED ORDER”

03.04.2019 AT 8.41 A.M.

MRS.M.S.PENDKHALKAR

Name of the Judge (With Court Room No.)	HHJ D.D.KHOCHE (Court Room No.8)
Date of Pronouncement of ORDER	26.03.2019
ORDER signed by P.O. on	26.03.2019
ORDER uploaded on	03.04.2019