

MHBU040012602022



Order below Exh.1
(Passed on 17.10.2022)

1. This application is preferred under Section 439 of Cr.P.C. seeking relief of bail in connection with Crime No.14/2022 registered with Police Station Khamgaon City for the offences punishable under sections 420, 465, 468, 471 of the Indian Penal Code and section 66(c)(d) of I.T. Act.

2. Heard learned advocate Mr. G.S.Patil for applicant/accused. Heard learned A.P.P. Mr. P.T. Lahudkar for the prosecution. Perused the say of prosecution vide Exh.4, also perused the protest petition filed by the original informant vide Exh.5. Gone through the case diary.

3. It is submitted on behalf of the applicant/accused that the offence u/s 420, 465, 468 and 471 of IPC are not attracted to the case of the applicant/accused. There is delay of four days in lodging of FIR. The investigation is already over and the charge sheet is filed before the trial Court. The applicant/accused is the sole earning member of his family. It is further submitted that the applicant/accused is no

where connected with the alleged offence, he is law abiding person and ready to abide by all the conditions of bail. Therefore, prayed for releasing him on bail.

4. It is submitted on behalf of the prosecution vide Exh.4 that the investigation is already over and the charge sheet is filed therefore the prosecution has no objection if the bail is granted to the applicant/accused on condition.

5. The original informant also filed his say below Exh.5 in the line of prosecution and resisted the release of applicant/accused on bail.

6. Perused the case diary, also gone through the papers on record. It is seen that the investigation is over and the charge sheet is filed before the trial Court. The offences leveled against the applicant/accused are triable by JMFC Court. As the charge sheet is filed and as the prosecution does not want the applicant/accused for further investigation, no fruitful purpose would serve by keeping the applicant/accused in jail. For apprehension of the prosecution that applicant/accused would pressurize the prosecution witnesses I found that condition can be imposed upon the applicant/accused. Therefore the applicant/accused can be released on bail upon certain terms and condition. Hence, I pass the following order :-

ORDER

- 1] The application is allowed.
- 2] Applicant/accused Manav Krushnakumar Sharma, be released on bail on his executing P.R. bond of Rs.25,000/- (Rs. Twenty Five Thousand only) with one solvent surety in the like sum.
- 3] The applicant/accused shall attend the Court on each and every fixed date before the concerned Court.
- 4] The applicant/accused shall not pressurize the prosecution witnesses.
- 5] Bail before concerned JMFC.
- 6] Inform concerned police station accordingly.

Dated-17/10/2022

(A.S.Wairagade)
Addl. Sessions Judge, Khamgaon,
Dist. Buldana.

Certificate

I certify that this order PDF uploaded is a true and correct copy of original signed order.

Name of Steno : Mrs. Nishat Anjum Mohd. Rafique.

Name of Court : Addl. Sessions Judge, Khamgaon.