

Order Below Exh.1 in Crim.Bail Appln.No.230/2022

1. Smt. Indubai Kakasaheb Dabade (Mane)
2. Sou. Savita Ankush Dabade (Mane)
3. Shri. Sahil Anukush Dabade (Mane)
4. Seema Kakasaheb Dabade (Mane)
@ Sou. Seema Javear Aashervadan

Vs.

The State of Maharashtra

1] Read the application and allegation made in report under consideration, heard the Ld. Counsel for applicant/accused at length. The allegation in report goes to show that police officer provided police aid in accordance order passed by Tahsildar. Accordingly, the complainant and other police officer had been in the landed property in question. The material placed on record on the part of applicant/accused goes to show that there is dispute in respect of tittle and actual possession of landed property in question. The litigation in this regard is pending in Civil Court. In such circumstances there are sufficient grounds to reasonably believe at this prime-fascia stage that ingredients for offences alleged against the applicant accused are not made out. Therefore, allegation for the offences p/u/s. 353, 447, 188 r/w. 34 appear to be based on weak footing. No prejudice will be cause to the investigation authority if protection by way of ad-interim Anticipatory bail is granted upon the following conditions. Therefore, I pass the following order.

ORDER

1. The application is allowed.
2. In the event of arrest of applicant/accused no. 1. Smt. Indubai Kakasaheb Dabade (Mane) 2. Sou. Savita Ankush Dabade (Mane) 3. Shri. Sahil Anukush Dabade (Mane) all R/o. Mhasurne, Tal- Khatav, Dist- satara and applicant/accused no.

4. Seema Kakasaheb Dabade (Mane) @ Sou. Seema Javear Aashervadan residing at Lela Apartment, Shivajinagar, Wagale Estate, Thane No. 4 in the offence registered against them p/u/s. 353, 447, 188 of I.P.C.,1860 r/w. 34 at Vaduj Police station under C.R. No. 188/2018, they be released on furnishing P.R. bond of Rs. 15,000/- and surety bond of like amount on compliance of following conditions.

- a) Applicants/accused shall attend the Vaduj police station as and when they will be called at police station in connection of investigation by giving written intimation in writing by notice of at least 8 days.
 - b) Applicants/accused shall not tamper the prosecution evidence and create pressure upon the prosecution witnesses.
 - c) Non-compliance of any of the condition shall be treated as breach of the condition of bail bond and in that case the prosecution has liberty to move an application for cancellation of bail.
3. Inform the concerned Police Station.

Vaduj.
Dt. 1-12-2022

(Rajendra V. Huddar)
Addl.Sessions Judge, Vaduj.