

<u>IN THE COURT OF THE ADDITIONAL SESSIONS JUDGE, MALKAPUR, DISTRICT - BULDHANA</u>	
MHBU11-000814-2024 	Present : Sanjaykumar V. Jadhav, Additional Sessions Judge
	Date of Order : 29 th August, 2024
	<u>Criminal (Regular) Bail Application</u> <u>No. 224/2024</u>
Crime No. 478/2023 for the offence punishable under Section 143, 323, 324, 327, 504 and 506 of the Indian Penal Code, 1860 registered at Nandura Police Station, Tal. Nandura, Dist. Buldhana.	
Applicant	Gajanan Janardhan Ingle, Age – 51 Years, Occupation – Labour Work Resident of Gajanan Maharaj Mandir Road, Railway Station Road, Tathagat Nagar, Nandura, Tal. Nandura, District Buldhana.
Represented by	Mr. S.G. Tembe, Ld. Advocate.
Respondent	State of Maharashtra through – Nandura Police Station, Taluka Nandura, District – Buldhana.
Represented by	Mr. V.M. Bapat, Ld. A.P.P.

ORDER BELOW EXH. 01

1. This is an application filed by applicant/accused Gajanan Janardhan Ingle, for anticipatory bail under Section 482 of the Bhartiya Nagrik Suraksha Sanhita,

2023 in Crime No. 478/2023 registered with Nandura Police Station for the offence punishable under Section 143, 323, 324, 327, 504 and 506 of the Indian Penal Code, 1860.

2. As per the allegations made in the first information an incident took place on 30/06/2022 in the field of the informant. It is alleged that present applicant along with co-accused went to the field. They all beat the informant. They threatened him and also abused in filthy language. It is further alleged that a gold chain with cash worth Rs. 8,230/- was snatched away from the informant. First information of this incident came to be lodged on 15/08/2023.
3. Present application is filed by the applicant stating that, he has been falsely implicated in the crime. He is innocent. There is apprehension of the arrest at the hands of police. In that case he will suffer irreparable loss. He is ready to abide by conditions of bail.
4. Notices were issued to be Investigating Officer and Ld. A.P.P. Today, the Investigating Officer has filed reply stating that, already charge-sheet has been filed in the

Court of J.M.F.C., Nandura on 26/08/2024. Present applicant is cited an accused No. 5 in the charge-sheet. He remained absconded. Therefore, it is prayed that, the application be rejected. According to Investigating Officer this applicant may pressurize the witnesses.

5. Heard for both the sides. The nature of the offences is not serious. The Highest punishment is provided for offence punishable under Sec. 327 of the I.P.C. which extents upto 10 years of imprisonment. However, it is brought to the notice that, role of the present applicant in the assault is not specified. Considering that aspect, I find no reason to allow the applicant to be apprehended by the Police. Already investigation is over. Charge-sheet is filed. Custodial interrogation is not necessary. Therefore, the application can be allowed subject to some conditions.

ORDER

1. The application is allowed.
2. In the event of arrest of applicant Gajanan Janardhan Ingle, by Nandura Police Station in Crime No.

478/2023 for the offence punishable under Section 143, 323, 324, 327, 504 and 506 of the Indian Penal Code, 1860, be released on bail on his executing P.R. bond of Rs. 30,000/- (In words Rupees Thirty Thousand only) with surety in the like amount.

3. The applicant/accused shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the accusation against him so as to dissuade him from disclosing such facts to the Court or to any Police Officer and not to pressurize any prosecution witness.
4. The applicant shall attend the hearing of the case on every date except for reasons beyond his control. He shall not be the reason of delay in disposal of case.
5. Bail be furnish before the Ld. Judicial Magistrate First Class, Nandura.

Malkapur.

Date – 29/08/2024.

(S.V. Jadhav)

I/c. Additional Sessions Judge,
Malkapur.

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CERTIFICATE

I affirm that the contents of this <u>P.D.F.</u> file order is same, word to word, as per the original order.	
Name of the Stenographer	Miss H.D. Chaudhari.
Court	Additional Sessions Judge, Malkapur.
Date	29/08/2024.
Order signed by the Presiding Officer on	29/08/2024.
Order uploaded on	29/08/2024.