

ORDER BELOW EXH.1
(Dated 6th Day of September 2021)

Vinod Ashok Poul Vs State of Maharashtra (PSO Hinjewadi Police station)	...Applicant ...Opponent
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1- This bail application is filed u/s 439 of Cr. P. C. for grant of bail to the applicant viz. Vinod Ashok Poul for an offences punishable under section 353, 504 r/w 34 of Indian Penal Code and Section 85(1) of Maharashtra Prohibition Act in CR No.623/2021 registered at Hinjewadi Police Station, Pune.

2- Perused the application. Heard A.P.P. for the State and Advocate for applicant.

3- It is the case of prosecution that, on the day of incident while patrolling, the informant reached in front hotel Kazi. He found that various Cars were parked in front of the hotel. Suspecting that, the hotel was being run despite restrictions, he entered in the hotel along with other staff members. When the informant asked owner as to why the hotel was open till midnight, one of the person ran towards him and abused in filthy language. He scuffled with them. Immediately, other staff was called. Both the accused again raised dispute with police people and obstructed them while performing their official duty. Accordingly, FIR bearing No.

623/2021 came to be registered against present applicant at Hinjewadi Police Station.

4- It is argued on behalf of applicant that, the applicant is falsely implicated in the present offence. He is behind the bars since 21.08.2021. It is further submitted that, he is not having any criminal antecedents. He is family man and only bread winner. He is ready to co-operate investigation Agency. He is ready to abide terms and conditions, if any imposed while granting bail. It is, therefore, lastly prayed that, applicant be released on bail.

5- Per contra, APP for the State strongly opposed the application. It is argued that, the charges levelled are serious in nature. If present applicant would be released on bail, he may hamper or tamper prosecution evidence. He, therefore, prayed for rejection of application. Despite sufficient opportunity, police failed to file say and sought time on several and vague ground of investigation of other crime. No crime number of details are given.

6- I have gone through the documents. There is nothing to be recovered from present applicant. The applicant is 32 years old and maintaining his family. He is behind the bars since 21.08.2021. The charges levelled against him are not punishable upto imprisonment of life or death. In such situation no purpose would be served keeping applicant

behind the bars. As far as apprehension of prosecution is concerned, stringent bail conditions would suffice the purpose. Hence order.

ORDER

- 1- Application (Exh. 1) is allowed.
- 2- Applicant Vinod Ashok Poul be released on bail for an offences punishable under section 353, 504 r/w 34 of Indian Penal Code and Section 85(1) of Maharashtra Prohibition Act in CR No.623/2021 registered at Hinjewadi Police Station, Pune on executing P. R. Bond of Rs. 15,000/- along with one surety of the like amount on the following conditions :
 - (a) He shall not hamper or tamper the prosecution evidence.
 - (b) He shall appear before Investigation officer on every Monday in between 11.00 a.m. to 2.00 p.m. till filing of charge sheet.
 - (c) He shall not commit any offence while on bail.
 - (d) He shall produce his Aadhar Card, Electricity bill as well as Mobile number, if any to disclose his permanent place of residence, at the time of furnishing surety in court.
- 3- Breach of any condition of bail would be liable for cancellation of liberty given.
- 4- Bail before remand court.

Pune
Date : 06.09.2021

(P. R.Ashturkar)
Addl Sessions Judge
& District Judge-20 Pune

CERTIFICATE

I affirm that, the contents of the P. D. F. file order are same word to word as per original order.

Court Name : Shri.P.R.Ashturkar,
Addl. Sessions Judge
& District Judge-20, Pune.
Name of Steno : Smt. S.V. Hirve
Date of order : 06.09.2021
Order signed by P. O. on : 07.09.2021
Date of PDF & Order uploaded on : 07.09.2021