

ORDER BELOW EXHIBIT NO.01 IN CRIMINAL MISC.
APPLICATION (BAIL) NO. 264 /2020 (Sakharam Vs. State of
Maharashtra)

Present application is filed under Section 439 of the Code of Criminal Procedure for grant of regular bail.

2- Learned advocate for the applicant submitted that the applicant was arrested on the report of one Latabai Devkate. According to her, she had illicit relations with the applicant. On 13.09.2020, the applicant outraged modesty of her daughter and committed theft of her gold chain. The police arrested the accused. Police carried out investigation and can not recover the golden ornaments. Already the applicant is in jail since 13.09.2020. The presence of this applicant is not required to the police for the further investigation. Hence, he may be released on bail. The applicant failed to fulfill demand of the informant, hence she lodged report against the applicant. Hence, the applicant may be released on bail.

3- Learned APP submitted that the allegations of the applicant that the informant used her minor child to lodge report is not probable. The applicant committed offence against the minor. If this applicant is released on bail, then there are chances that he may repeat the offence. Hence, the application may be rejected.

4- On perusal of record, it finds that the police could not recover the stolen property. All the witnesses are informant and her relatives. Therefore, there are very less chances that he may put pressure on the informant and other witnesses. The informant had illicit relations with the applicant. Almost all the investigation is

completed by the police. The applicant is not required to the police for further investigation. It is not necessary to keep him in jail. Hence, the applicant is entitled to be released on bail. Hence, the following order is passed.

ORDER

- 1- The application is allowed.
- 2- The applicant be released on bail on his furnishing P.R. bond of Rs.15,000/- (Rs. Fifteen thousand only) with one or more sureties in the like amount each.
- 3- The applicant shall provide his mobile numbers and mobile numbers of his sureties to the I.O so that the Investigating Officer should establish contact with them.
- 4- The applicant shall not put pressure directly or indirectly on the witnesses.
- 5- Bail before J.M.F.C.
- 6- The applicant shall remain away from Parbhani District for the period of three months till filling of the charge-sheet.
- 7- Inform learned J.M.F.C. and concerned police station accordingly.

(Onkar R. Deshmukh)
I/c Additional Sessions Judge-1,
Hingoli

Date :21st September,2020.