

Order below Exh.4 :-

1] This is an application under section 439 of Code of Criminal Procedure for enlarging the accused no.4 Sachin @ Avdhoot Madhukar Jadhav. During the pendency of trial the accused no.4 has submitted that, the Honourable High court Judicature at Bombay, Bench at Auranagabad is pleased to grant the protection of pre-arrest bail to him in the event of arrest in crime vide CR.No.I-141 / 2018 dated 01.12.2016 registered with Sonai Police Station, Tal. Newasa, Dist. Ahmednagar for the offence punishable under section 307, 353, 379, 506, 188, 143, 147, 148, 149 of the Indian Penal Code as well as under section 15, 3 /15 of the Environment Protection Act and under section 37 / 135 (1) (3) of the Bombay Police Act. The accused no.4 in view of pre-arrest protection order, he has submitted the requisite surety before the Ld. JMFC, Newasa on 27.11.2017. The same was continued till today. Thereby he alleged that now the trial is committed in the Court of Sessions. Therefore, the bail order of this accused is required to be regularized. However the existing surety of the accused is now out of station and she is not intended to come in court in view of to keep continue her suretyship. As per that the accused is required to furnished another surety by cancelling withdrawing the previous surety. Considering such submission of accused coupled with order of Hon'ble High court passed in Criminal Application No. 805/ 2017 dated 02.03.2017 as well as the order of Ld. JMFC, Newasa passed on 27.11.2017 and thereby surety furnished thereof. By it reveals that, the accused is intended to revoked his earlier surety and furnishing fresh surety. Thus considering the submission of accused, it is required to permit him for furnishing requisite solvent surety by revoking, and withdrawn the earlier surety. Hence passed following order :-

ORDER

1] The Bail Application below Exh.4 is hereby allowed.

2] The surety furnished by the accused no.4 before the Ld. Judicial Magistrate First Class, Newasa on 27.11.2017 is hereby revoked and cancelled. Thereby the accused no.4 is directed to furnished the solvent surety of Rs.15,000/- and execute surety bond and personal bond in the like amount. He be released on aforestated surety until further order.

Date : 16.11.2019

(S. M. Tapkire)
Additional Sessions Judge,
Newasa-Ahmednagar