

**In the Court of Additional Sessions Judge, Dhule.**  
(Presided over by Mr.D.M.Aher)

**Bail Application Exh.8**

**In**

**Sessions Case No.60/2023**

(CNR No.MHDH010007912023)

(Shivaji Baliram Bagul V/s. The State Of Maharashtra)

**Order**

Accused Shivaji Baliram Bagul has prayed for interim bail in connection with Crime No.280/2016 registered at Dhule Taluka police station under section – 306, 324, 504, 506 of I.P.C..

2. The prosecution has not filed say. Hence, the application proceeded without say.

3. The present bail application is filed in the light of directions of **Hon'ble Supreme Court in Re-Inhuman conditions in 1382 prisons, Writ Petition (Civil) No.406/2013** and the campaign initiated by NALSA to implement the said directions.

4. It is the case of accused that he has been granted bail long back, but due to his poor condition he is unable to furnish surety. Hence, he has prayed to release him on interim bail on his personal bond.

5. I have heard the learned Deputy Defence Counsel Mr.Abrar Sayyed for accused.

6. The accused is charged for the offence pun.U/Sec.306, 324, 504, 506 of I.P.C.. It is clear that the accused is granted bail on 17.08.2023. However, he could not furnish surety. Since more than one and half month has been lapsed from the date of order. Thus, it is acceptable that the accused is indigent and unable to furnish surety. Apart from this, it is clear that the accused is suffering from ailments. He cannot walk without stick and support of another person. Thus, there are two grounds for interim bail. The accused is sick. Secondly, the accused is unable to arrange the surety. The offences with which accused is charged is not punishable by death or imprisonment for life. Thus, the case of accused clearly falls in the directions issued by the Hon'ble Supreme Court and the S.O.P framed by NALSA. Hence, the accused needs to be released on interim bail, so as to grant time to him to arrange surety. Hence, the following order.

7. The application Exh.8 is allowed. The accused is released on personal bond of Rs.50,000/- till 21.10.2023 in connection with Crime No.280/2016 registered at Dhule Taluka police station under section – 306, 324, 504, 506 of I.P.C.. The accused shall make arrangement of surety on or before 21.10.2023. Inform the Jailer accordingly.

Date : 07.10.2023.

(D.M.Aher)  
Additional Sessions Judge  
(Court No.5), Dhule.

**CERTIFICATE**

I certify that the contents of this P.D.F File are word to word as per Original Judgment/Order.

Name of the Stenographer : J.S.Jain.  
Name of the Court : Court of District Judge-5,  
Dhule.  
Order directly typed on dias : 07.10.2023.  
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