

IN THE COURT OF ADDL. SESSIONS JUDGE, GONDIA.

SESSIONS TRIAL NO.45/2020.

CNR :MHGO010003872020.

STATE OF MAH. -VRS- RAHUL NANHET + 1.

COMMON ORDER BELOW EXHS.02 AND 03.

(Passed on this 16th June, 2020)

1] These applications are forwarded by accused through Jail Authority for interim bail as per the directions of Hon'ble Supreme Court in Suo-Moto Writ Petition No.01/2020 dated 23rd March, 2020.

2] It is the contention of accused that they are undertrial prisoners. They are not charged with the offences punishable with imprisonment for more than 7 years and not related to the Bank Scam or other serious economic offence and the offences under Sections 121 to 130, 303, 364(A), 366, 366(A), 366(B), 367 to 374, 376(a) to (e), 396, 489(a) to (e) of the I.P.C. and Bank Frauds and Major Financial Scams or the offences under MCOC, TADA, POTA, UAPA, PMLA, Explosive Substances Act, Anti Hijacking Act, NDPS, MPID, POSCO, Foreigners in Prison etc. It is the contention of accused that they are entitled to get the benefit of directions of Hon'ble Supreme Court. They are ready to abide as per the terms and conditions imposed. They undertake to surrender before the Jail Authority after expiration of period of interim bail. Therefore, they requested to grant interim bail.

3] Perused R & P. Say of prosecution is not required.

4] The offence charged against the accused is not excluded from granting benefit of the directions of Hon'ble Supreme Court in Suo-Moto Writ Petition No.01/2020 dated 23rd March, 2020. Considering the directions of Hon'ble Supreme Court in Suo-Moto Writ Petition No.01/2020 dated 23rd March, 2020 and the resolution of minutes of meeting of High Power Committee dated 11/05/2020 and corrigendum dated 18/05/2020, it is desirable to grant interim bail to the accused subject to terms and conditions. Hence, I pass following order:-

ORDER

- 1] The applications are allowed.
- 2] Interim bail is granted for 45 days.
- 3] Accused Rahul S/o Ramu Nanhet and accused Khumendra S/o Durgaprasad Jagnit be released on interim bail for 45 days on the following terms and conditions:-
 - i) They shall give attendance to the concerned Police Station after expiry of 30 days from the date of their release.
 - ii) They shall surrender before the Jail Authority Bhandara District Prison after expiry of 45 days from the date of release.

- iii) In the meantime, they shall not indulge in the criminal activities.
- iv) They shall not leave the jurisdiction of this Court.
- v) They shall not tamper with the prosecution evidence in any manner.
- vi) They be released on furnishing P.B. and S.B. of Rs.10,000/- each.

Gondia

(Suhas V. Mane)

Dated: 16/06/2020. I/c. Addl. Sessions Judge, Gondia.