



IN THE COURT OF ADDITIONAL SESSIONS JUDGE, GONDIA.

SESSIONS CASE NO.83/2023.
CNR No.MHGO010012092023.

STATE OF MAH. THROUGH PSO, TIRORA.

VS.

CHANDRAKUMAR @ BANDU GANPAT TUMDE.

ORDER BELOW EXH.12.

(Passed on 6th December, 2024)

Present applicant/accused by name **Chandrakumar @ Bandu S/o Ganpat Tumde** filed present application to release him on temporary bail from 02/12/2024 to 17/12/2024.

2] From the record, it reveals that, applicant/accused is facing trial under Sections 302 of the Indian Penal Code. Now, the case is fixed for evidence.

3] From the application, it reveals that, the son of applicant/accused by name Sunil Chandrakumar Tumde died on 24/11/2024. Some unknown persons murdered him. The programme of Ganga Pujan/Chaudavi has fixed on 07/12/2024 and then after also there are some religious functions due to the sad demise of son of applicant. Hence, present application for temporary bail.

4] From the say of Investigating Officer at Exh.13, it reveals that, applicant/accused is of hot tempered. He and witnesses are resident of same village. If he is released on bail, he will pressurize the witnesses.

5] From the say of Learned APP at Exh.14, it reveals that, if applicant/accused is released on temporary bail, he will pressurize the witnesses.

6] Heard Learned advocate for applicant/accused. Learned APP is absent when called out repeatedly. Hence, no argument on behalf of Learned APP.

7] I have gone through the say of Investigating Officer at Exh.13 and Learned APP at Exh.14. The death of son of applicant/accused is nowhere disputed either by Investigating Officer or Learned APP. Applicant/Accused is father of Sunil Chandrakumar Tumde, who died on 24/11/2024. Naturally, being father of deceased, it is necessary for applicant/accused to perform some religious functions. I am of the view that, case is made out by applicant/accused to release him on temporary bail by imposing some conditions on him, so that he could not be in a position to misuse his liberty. Hence, I proceed to pass following order.

ORDER

1] Application at Exh.12 for temporary bail is hereby allowed on following conditions;

- 2] Applicant/Accused by name **Chandrakumar @ Bandu S/o Ganpat Tumde** be released on temporary bail from he furnish surety till 17/12/2024 on executing PB & SB of Rs.50,000/-.
- (i) Applicant/Accused **Chandrakumar @ Bandu S/o Ganpat Tumde** is directed not to misuse his liberty in any manner and to attend Tirora Police Station on **09/12/2024, 12/12/2024 and 16/12/2024 in between 10:00 a.m. to 2:00 p.m.** and to remain present at Bhandara Jail on **18/12/2024 at 10:00 a.m.** and to surrender himself.
- (ii) Inform the Superintendent of Jail, Bhandara after applicant/accused furnish the bail.
- (iii) Superintendent of Jail, Bhandara is hereby directed to report this Court whether on 18/12/2024 applicant/accused has surrendered before Jail or not ?
- (iv) Inform the concerned Police Station after accused furnish the bail.

Sd/-

Gondia.
Date: 06/12/2024.

(N. D. Khose)
Addl. Sessions Judge, **Gondia.**