

IN THE COURT OF SESSIONS JUDGE, GONDIA.**SPECIAL CASE NO. 109/2022**

(CNR NO.MHGO010013542022)

State -Vs- Daneshwar**ORDER BELOW EXH.03**

(Passed on 20.10.2022)

Heard learned advocate Shri. P. T. Tolani for the applicant/accused and learned APP Shri. Khandelwal. This application is filed by the applicant/accused for grant of bail under section 439 of the Code of Criminal Procedure in connection with Crime No. 428/2022 registered with Police Station, Salekasa under sections 504 and 506 of IPC and sections 3(1)(r)(s), 3(2)(v-a) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act. It is submitted that the applicant/accused has been served with notice under section 41-A of Cr.P.C. Now the charge-sheet is filed and the IO has intimated about the same to the applicant.

2. On perusal of the charge-sheet, it revealed that the applicant/accused was served with notice under section 41-A(i) of Cr.P.C. Investigation in the matter is completed and charge-sheet is filed. During investigation the IO has not sought custody of the accused. The applicant/accused is already on liberty. As such there is no need to curtail liberty of the applicant/accused. Hence, the applicant/accused is

entitled for grant of bail. Hence, following order:-

ORDER

1. The application Exh. 03 is allowed.
2. Accused Daneshwar s/o Isulal Navgole be released on furnishing his PB and SB bond of Rs. 15,000/- with one surety of the like amount, in Crime No. 428/2022 registered with Police Station, Salekasa under sections 504 and 506 of IPC and sections 3(1)(r)(s), 3(2)(v-a) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act on following additional conditions:-
 - (a) He shall attend each and every date of the trial.
 - (b) He shall not tamper the prosecution witnesses in any manner.
3. Failure to abide any of the above condition will entail the prosecution for cancellation of bail.

Sd/-

Gondia.
Date : 20.10.2022.

(A. T. Wankhede)
Sessions Judge, Gondia.