

ORDER BELOW EXH. 72 IN Spl. Case (MP.I.D.) No. 1/2016**(State Vs. kishor & others)**

The accused is taken in M.C.R. on 11.11.2021, as non-bailable warrant was issued against him. The accused was released on bail by the Hon'ble High Court on condition that two consecutive absence of the applicant before the Court below, shall entail the Court below to initiate proceeding for cancellation of bail. From perusal of record, it appears that many times the accused was absent for three times N.B.W. was issued against him. Hence, he was taken in M.C.R.

2. Learned A.P.P. for the state resisted bail application on the ground that applicant is absent since long back. Serious charges are levelled against him under M.P.I.D. Act. Hence, he prayed to reject the application.

3. Perused record. It appears that NBW was issued against accused for three times, but the same is cancelled by him immediately and on other occasion exemption was granted to him by the Court. From the perusal of record, it appears that accused No. 1 Kishor Bhosale is not attending the Court. NBW issued against him is not yet executed. Present accused/ applicant is aged about 71 years and he is suffering from many disease. There is no likelihood of commencement of trial in the absence of accused No. 1. Considering all these aspects, application deserves to be

allowed in the interest of justice. In the result I proceed to pass following order.

ORDER

Accused Nivrutti Baburao Dhaktode be released on executing Personal Bond of Rs. 50,000/- and furnishing solvent surety of the like amount on condition that he will attend each and every date in Court without fail.

Sd/-.

(A.V. Gujarathi)

Date : 22.11.2021.

**Additional Sessions Judge,
Latur.**
