

ORDER BELOW EXH. 121 IN Spl. MCOG Case NO. 39/2018

1. This application is filed for temporary bail filed by accused Sameer Rajanikant Sadavarte in connection with Cr. No. 10/2018 registered by Deccan Police station, Pune. The applicant/accused is booked for the offences p/u/section 302, 307, 120B, 201 of IPC, Section 3 r.w. 25, 27 of Indian Arms Act, Section 37(1)(3) r.w. 135 of Maharashtra Police Act, and Section 3(1)(i), 3(2), 3(3) 3(4) of MCOG Act.
2. Perused the application.
3. No one is present for the applicant.
4. Applicant has moved this application on the ground of ill health contending that he has heart problem since long and has pain in chest. Apart from the said ground, he has claimed to be innocent and prayed for temporary bail.
5. I had called health report from the jail administration which is received by email vide Exh.122. On 18.07.2020 when the applicant was examined, he complained chest pain, breathlessness, tingling in hand. It is contended that the applicant has no past history of any major disease and in remark it is contended that the applicant is under treatment in jail hospital for hyper acidity and his ECG is normal.
6. Having regard to the health report received from medical officer attached to jail, it is clear that the condition of the applicant is not of such serious nature warranting immediate treatment. Complaints made by the applicant about his health do not appear to be life threatening, which is clear from the health report. As such, no case is made out for grant of temporary bail on the ground of ill health. So far as covid pandemic situation, I may note that the directions given by High Power Committee of the Hon'ble High Court are not applicable to the accused booked for

MCOCA. As such, there is no question of temporary bail in view of Covid 19 pandemic. In the result application fails. Hence, I pass the following order :-

ORDER

1. The application Exh.121 for temporary bail filed by accused applicant Sameer Rajanikant Sadavarte in connection with Cr. No. 10/2018 registered by Deccan Police station, Pune, is rejected.
2. Jail administration is directed that in case if medical condition of the applicant demands so, he shall be taken to Sassoon General Hospital for further check up and treatment, without waiting for any formal order from this court.

Pune
Dated : 22.07.2020

(Aniruddha Y. Thatte)
Special Judge under MCOCA, Pune.

CERTIFICATE

I affirm that the contents of the PDF file Judgment are same word for word as per original Judgment.

Name of Steno	Mrs. S.M. Khisti Stenographer Grade I
Name of Court	Shri. A. Y. Thatte, District Judge 12 and ASJ, Pune.
Date of Order	22.07.2020
Order signed by PO on	22.07.2020
Order uploaded on	22.07.2020