

ORDER BELOW EXH. 9 IN SESSIONS CASE NO. 864/2019

Kiran Ashok Shinde

Vs.

State of Maharashtra

1] This application is filed by the applicant for temporary bail in view of directions given by High Power Committee for decongestion of prisons by releasing the accused languishing in jail due to outbreak of Corona virus. He has filed this application in connection with Crime no. 249/2019, registered with Chandannagar Police Station for the offence punishable under section 302 of IPC & 37(1) 135 of Mumbai Police Act.

2] It is the case of the prosecution that on 11/6/2019 at 10.00 p.m., near water tank at Chandannagar this incident happened. Applicant was having love affair with Veena Patale. He was having doubt that she has been cheating to him. Therefore, he took out knife out of his bag and stabbed her multiple times. Thereafter she was taken to hospital, but she died.

3] Ld. APP strongly opposed this application. It is her contention that previous bail application of this applicant was rejected on 13/2/2020. The offence is serious and it is punishable upto life imprisonment. His name is mentioned in FIR. Knife was recovered from him.

4] Due to outbreak of Corona virus some jail inmates of some jails of State of Maharashtra are found positive which has created danger to the life of remaining jail inmates. For de-congestion of jail High Power Committee was constituted and it has given certain directions. Under these circumstances, this applicant also deserves to be released on bail. Hence, I pass following order.

ORDER

i] Application is allowed conditionally.

ii] The applicant be released on temporary bail for the period of 45 days on executing PR of Rs. 20000/- in respect of Crime no. 249/2019, registered with Chandannagar Police Station for the offence punishable under section 302 of IPC & 37(1) 135 of Mumbai Police Act.

iii] He shall not tamper prosecution witnesses and evidence.

iv] Applicant shall furnish solvent surety of Rs. 20000/- within two weeks from his release from jail.

v] He shall surrender before Jail authorities till 5.00 p.m. on or before 11th July 2020.

vi] He shall attend Chandannagar Police station on 3/6/2020, 23/6/2020 and 5/7/2020 in between 10.00 a.m. to 12.00 noon.

vii] He shall not leave the State of Maharashtra without prior permission of the Court.

Date: 27/5/2020

(S.S.Gosavi)
Addl.Sessions Judge,

Pune

“I affirm that the contents of the PDF file order are same word to word as per original judgment.”

Name of Steno	: Mrs.V.A.Nagarkar, Stenographer Grade-I
Court Name	: S.S.Gosavi, Addl. Sessions Judge, Pune
Date	: 27/5/2020
order signed by presiding officer on	: 27/5/2020
Order uploaded on	: 27/5/2020