

**THE COURT OF DISTRICT JUDGE-1 & ADDITIONAL
SESSIONS JUDGE, PANVEL, DIST.RAIGAD**

**COMMON ORDER BELOW EXHIBIT-1
IN BAIL APPLN NO.377/2021 & 396/2021
AND ORDER BELOW EXH.344 IN S.C.133/2019
CNR NO.MHRG170015072019
(Dated 19/05/2021)**

In the background of Lock-down situations in the Country, State and cities due to COVID-19 Corona Pandemic and recommendations given by the High Power Committee (HPC) dated 24/03/2020, 11/05/2020 and its corrigendum dated 18/05/2020, the applicant/accused **Somnath Baburao Chikne, Vikas Ramesh Khandekar and Umesh Vilas Javanjal @ Gavathi** have preferred present application from Prison, for grant of interim bail in C.R.No.139/2014 registered with Kamothe Police Station, u/s 302, 341, 120(B), r.w.34 of the Indian Penal Code.

2. Called detailed report from the concerned Police Station based on the parameters to be observed while considering such applications like, involvement of accused in the crime, it's gravity, possibility of tampering witnesses, the grounds of merits considered earlier while rejecting the bail applications on merit by this court and/or by the Hon'ble High Court as well as his further availability for trial, criminal antecedents etc.

3. Perused the case papers alongwith report and chargesheet. After going through the investigation papers as well as report it appears that, when deceased Ankush

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Raghunath Mhaskar was returning to his home on bajaj motorcycle, applicants restrained him and assaulted him by iron pipe and sword, on his head, forehead, hands and legs due to which he succumbed to injuries.

4. The earlier bail applications of the applicants were rejected by this court as well as by Hon'ble High Court on merits. The concerned police station has reported that there are eye witnesses to the incident from the same village and there is apprehension of tampering the prosecution witnesses. In the matter the recording of evidence is going on. Considering the gravity of commission of crime and the apprehension in the mind of prosecution it is not fit case to grant interim bail to the applicant. Hence order.

ORDER

- 1) Application Exh.1 in bail Appln.No. 377/2021, 396/2021 and Exh.345 in S.C.133/2019 are hereby rejected.
- 2) Applications are accordingly disposed of.
- 3) Copy of the order be placed in Bail Appln.377/2021 and 396/2021 for record purpose.
- 4) Inform the order to the DLSA, Alibag for information.

(Directly dictated and pronounced in open court on the office computer.)

Panvel.
Date:-19/05/2021

(R. G. Asmar)
Additional Sessions Judge,
Panvel-Raigad

