

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

**ORDER BELOW EXHIBIT-48 IN BAIL APPLN NO.439/2019
CNR NO.MHRG170020612019
(Dated 26/05/2020)**

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 has preferred present application from Prison, for grant of interim bail in C.R.No. 102/2018 registered with Khalapur Police Station, u/s 302, 201 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 copy of charge-sheet supplied to the Court alongwith report. After going through the investigation papers as well as copy of charge-sheet filed against accused person, it appears that, the accused has been arrested in the matter with allegations that, having doubt on the deceased Prakash Andre having illicit relations outside the wedlock of co-

accused Smt.Bharti Andre who happened to be his sister, the accused persons on 27/05/2018 killed him and further disposed off his dead body in furtherance of their common intention.

4. On perusal of the case papers and record and proceedings it appears that the matter is part heard and about 11 witnesses have been examined. The concerned police station in their report have submitted that, the applicant accused is deaf and dumb and his permanent resident address could not be revealed and apprehended that in the event of grant of bail there are chances of abscondance.

5. Considering the fact that the matter is already part-heard and there is possibility of abscondance in the event of grant of bail, which may hurdled further proceedings. Hence, applicant cannot be enlarge on interim bail in view of the recommendations of HPC. Hence order.

ORDER

- 1) Application Exh.48 is rejected.
- 2) Application is accordingly disposed of.
- 3) Inform the order to the DLSA, Alibag for information.

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

.. 3 .. S.C.No.439/2019 (Order at Exh.48)

Panvel-Raigad