

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No.4187/2004

(From the judgment and order dated 09/06/2004 in CRLA No. 608/2004 in CRL.A No. 808/2003 of HIGH COURT OF BOMBAY AT AURANGABAD)

SHAILENDRA MADHUKAR AHIRE

Petitioner(s)

VERSUS

STATE OF MAHARASHTRA & ANR.

Respondent(s)

(With appln(s) for directions, stay, permission to place addl. documents on record and office report)

Date: 04/01/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Petitioner(s)

Mr. Uday B Dube, Adv.

Mr. Kuldip Singh, Adv.

For Respondent(s)

Mr. U.U. Lalit, Sr. Adv.

Mr. Shivaji M. Jadhav, Adv.

Mr. Himanshu Gupta, Adv.

Mr. Brij Kishor Sah, Adv.

Mr. S.S. Shinde, Adv.

Mr. Mukesh K. Giri, Adv

UPON hearing counsel the Court made the following

O R D E R

Heard the parties.

Leave granted.

er
The appeal is allowed, impugned order is set aside and the pray
for bail made on behalf of respondent No. 2 before the High Court is rejected.

] [Charanjeet Kaur] [Om Prakash
Court Master Court Maste
r

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. OF 2005

(arising out of SLP(CRL.) NO. 4187/2004)

) Shailendra Madhukar Ahire .. Appellant(s)
Versus
s) State of Maharashtra & Anr. .. Respondent(s)

O R D E R

Heard the parties.

No. By the impugned order, the High Court of Bombay granted bail to respondent

2- Raju in appeal after his conviction under Section 302 read with Section 149 of the India
n

Penal Code.

In our view, in the facts and circumstances of the case, the Hi
gh Court was not

justified in granting bail to this respondent.

Accordingly, the appeal is allowed, impugned order is set aside and the prayer for

bail made on behalf of respondent No. 2 before the High Court is rejected.

.N. AGRAWAL]

.....J[B

[P.K.

.....J

BALASUBRAMANYAN]

NEW DELHI ,

JANUARY 4, 2005.