

Order below Exh.1 in Cri. Bail Application No.89/2022.

{ Bhausahab Narhari Bairagi Vs. State }

This is application under section 439 of the Criminal Procedure Code for grant of bail pending trial.

2. The present application is moved by the applicant-accused praying to release him on bail in connection with the CR No.12/2022 registered with Sinnar Police Station under section 353,504,506,427 of the Indian Penal Code and section 3(1) of the Prevention of Damage to Public Property Act, 1984.

3. It is stated in the application that, alleged incident took place on 10.1.2022 and registered on the same day. Accused was arrested on 11.1.2022 and remanded to MCR since then he is in jail.

4. Perused the record. Heard, both parties.

5. Record shows that the offence is triable by this court, however the fact that accused is not required to be keep in jail as it will take time to investigate the crime and to file charge-sheet in the court. There are allegations made in the report of I.O. that two crime bearing No. 86/2002 and 185/2018 was registered against the accused of the offence under section 324,323,504,506 r.w.s.34 of the IPC, but the same is not ground to keep the accused in jail for indefinite period. Considering the above said fact, following order is passed.

ORDER

1. Application is allowed.
2. Applicant-accused Bhausahab Narhari Bairagi No.12/2022 registered with Sinnar Police Station under section 353,504,506,427 of the Indian Penal Code and section 3(1) of the Prevention of Damage to Public Property Act, 1984 on executing bond of Rs.30,000/- with one or two surety in like amount.
3. He shall not hamper or tamper with the witnesses.
4. He shall furnish address proof aadhar card of their two near relatives alongwith mobile numbers.
5. He shall also furnish his address proof aadhar card with mobile numbers.
6. He shall attend the Sinnar Police Station on every Thursday in between 11.00 a.m. to 2.00 p.m. till filing of charge-sheet.
7. He shall not visit the office of first informant mentioned in the FIR.
8. In the event of breach of any of the conditions, their bail bonds shall be liable to be cancelled.
9. Bail in lower Court.

Date: 27.01.2022

(M. A. Shinde)
Additional Sessions Judge-8,
Nashik.