

ORDER BELOW EX. 01 IN CRIMINAL BAIL APPLICATION
NO. 85 OF 2022

{Vipul Ramesh Patil vs. The State of Maharashtra through Gangapur
Police Station}

This is an application under section 439 of the Criminal Procedure Code, 1973 filed by the applicant-accused in crime No. 230 of 2021 registered with Gangapur Police Station, Nashik for the offence punishable under section 392 of the I. P. C.

02] The applicant contended that false and fabricated case is registered against him. He is innocent and not committed any offence. He is serving as Gramsevek at Chandwad from past three years. He got certificate of appreciation from the revenue authorities. Presently, he is taking education in BSC II year. He has deep roots in the society. Nothing remained to be seized from him. He is recently married and his family is dependent on him. He is ready to abide any conditions imposed by the court. He has prayed for grant of bail application.

03] I. O. has also filed say at Ex. 05 and APP filed say at Ex. 04. They have stated that the offence is of serious nature. The accused snatched the gold necklace of the complainant. Same is recovered from him in the form of ingot. If the accused is released on bail, he may threat the complainant and will commit similar offence. Hence, they have prayed for rejection of bail application.

04] Heard the learned counsel for accused and learned APP. They have argued as per their stand taken.

05] I have gone through application, say, arguments and police papers. There is prima-facie case against the accused. There is evidence of recovery of stolen articles and evidence of T. I. P. against him. But, considering the fact that he is very young age and having good background and nothing remained to be seized from him, is entitled for bail on suitable terms and conditions. Hence, the following order :

ORDER

- 01] Application is allowed.
- 02] Accused namely Vipul Ramesh Patil be released on bail on executing personal bond of Rs. 25,000/- with solvent surety in the likewise amount each in crime No. 230 of 2021 registered with Gangapur Police Station, Nashik for the offence punishable under section 392 of the I. P. C.
- 03] The accused shall attend police station on every Sunday in between 11.00 a.m. to 02.00 p.m. till filing of charge sheet and he attends the police station as and when his attendances is required by the I. O.
- 04] He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer to tamper with the evidence.
- 05] He shall not tamper the prosecution evidence in any manner.
- 06] He shall not leave India without permission of this court.
- 07] He shall not commit similar type of offence.
- 08] He shall furnish his detailed address with proof and his mobile number.
- 09] Bail before concerned court of Judicial Magistrate First Class.

Date : 21.01.2022

(R. R. Rathi)
Additional Sessions Judge-5,
Nashik.