

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CRIMINAL APPLICATION NO.2048 OF 2005
IN
CRIMINAL APPEAL NO.329 OF 2005

1. Sanjay Baburao Desai
2. Smt.Vimal Baburao Deai

Petitioners

Vs.

State of Maharashtra

Respondent

Mr.A.S.Khandeparkar for petitioners.
Mr.D.R.More, APP for State.

CORAM: S.S.PARKAR & ANOOP V.MOHTA,JJ.

March 31, 2005.

P.C.

1. After hearing for some time it is felt that R. & P. will be required especially for the purpose of going through the medical evidence. Mr.Khandeparkar states that at this stage he does not press for bail of accused no.1 who was in custody during the trial. However, he states that the deceased has left two years old son and there is no one in the family to look after the child. At present the child is being looked after by the cousins of accused no.1 who stay in the neighbourhood. He, therefore, presses for bail of accused no.2 who is the mother-in-law of the deceased and is stated to be 55 years old. According to Mr.Khandeparkar she was on bail during trial. He

seeks liberty to apply for bail on behalf of accused
no.1 after receipt of R. & P. in this Court.

2. In the circumstances, petitioner no.2 is
directed to be released on same bail as in the lower
court on furnishing fresh bonds. The application
made on behalf of the petitioner no.1 is rejected at
this stage. On the application of Mr.Khandeparkar
liberty is given to petitioner no.1 to move this
Court for bail after the R. & P. is received by
this Court. Application is disposed of accordingly.

(S.S.PARKAR,J.)

(ANOOP V.MOHTA,J.)