

***IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION***

BAIL APPLICATION NO.1708 OF 2021

Shivanand Ramchandra Tengale ... Applicant
Vs
The State of Maharashtra ... Respondents
...

Mr. Ritesh Thobde i/by Shri Sagar Tambe for the Applicant.

Mr. S.R.Agarkar, APP for the Respondent-State.

CORAM : SANDEEP K. SHINDE J.

DATE : 31st MAY, 2021.

P.C. :

Heard Mr. Thobade, the learned counsel for the applicant and Mr. Agarkar, the learned prosecutor for the State.

2 Applicant is accused in Sessions Case No.141 of 2013, prosecuted for the offences punishable under Sections 498-A, 452, 323, 504, 506 read with Section 34 of the Indian Penal Code, 1860. Applicant did not remain

present during trial in the aforesaid sessions case. As a result of which non-bailable warrant was issued and executed against him, in February, 2021 and since then he is in the custody.

3 Mr. Thobade, learned counsel for the applicant, on instructions undertakes that the applicant shall remain present during the subject trial and undertaking to that effect shall be filed by him before the learned Sessions Court within two weeks from the date of his release on bail. Statement is accepted.

4 Mr. Agarkar, learned Additional Public Prosecutor, on instructions states that trial has reached the stage of final arguments and, therefore, applicant may not be released.

5 In consideration of the facts of the case and prevailing outbreak of Corona virus disease, application is granted and he is directed to be released on bail on executing PR Bond in the sum of Rs.25,000/- with one or two sureties in the like amount.

6 Applicant shall file an Undertaking as aforesaid within two weeks from the date of his release on bail before the learned Sessions Court and shall remain present during the trial in the subject sessions case without default.

7 Application is accordingly allowed and disposed of in the aforesaid terms.

(SANDEEP K. SHINDE, J.)