**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**NAGPUR BENCH, NAGPUR.**

**LD-VC-CRIMINAL APPLICATION (APL) NO.273 OF 2020**

(Ku. Simran Lebu Dhowdhary and another Vs. The State of Maharashtra)

| Office Notes, Office Memoranda of Coram, appearances, Court's orders of directions and Registrar's Orders. | Court's or Judge's orders. |
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Shri, Parvez Mirza, Advocate for for the applicants.
Shri A. M. Balpande, Addl. P.P. for the non-applicant/state.

**CORAM : SUNIL B. SHUKRE AND ANIL S. KILOR, JJ.**

**DATE : 05th JUNE, 2020.**

Hearing was conducted through Vedio conferencing and the learned counsel agreed that the audio and visual quality was proper.

2. Heard Shri Mirza and Shri Balpande, learned Addl. P.P. who appears by waiving notice.

3. This joint application is filed by the accused and the prosecution for quashing of offences punishable under Sections 376(2)(n) and 417 of the IPC, registered at Police Station, Murtijapur, District Akola, against the applicant No.2/accused at the behest of applicant No.1/ complainant.

4. Now, the complainant/applicant No.1,

submits that she filed a complaint against the applicant No.2 out of the anger, which she developed against him due to misunderstanding. She also states that they were into relationship voluntarily and they also left the relationship voluntarily and that either of the parties are not at fault.

5. Shri Mirza, learned counsel for applicant No.2 submits that applicant No.2 is in jail and if any time to file reply is to be granted to the State in view of the admissions given by the complainant, applicant No.2 be released on interim bail.

6. The learned Addl. P.P. submits that an appropriate order may be passed.

7. In the circumstances, it is directed that applicant No.2 be released on bail till final disposal of this application, on furnishing PR Bond Rs. 20,000/-, together with one solvent surety in the like sum on following conditions:

(i) Both the applicants shall deposit, before acceptance of bail bonds, the amount of Rs.15,000/- each, totaling to Rs.30,000/- in the High Court Registry, which amount on its being deposited, shall be made over to the Office of the Public Prosecutor, Bombay High Court, Bench at Nagpur, for the purpose

of development of library and E-library and incidental matters.

(ii) Applicant No. 2 shall not temper with prosecution witnesses.

(iii) Both the applicants shall remain present before the Court, virtually if physical hearing does not commence or physically if physical hearing starts, on the next date of hearing.

(iv) Till final disposal of this application, no charge-sheet shall be filed in the matter.

(v) Liberty is granted to the State to file its reply.

8. Stand over after two weeks.

9. This order be uploaded to the High Court Website and also be communicated to the learned counsel appearing for the parties, either on the email address or on Whats App or by such other mode, as is permissible in law.

**JUDGE** **JUDGE**

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