

# Abdul Malik S/O. Abdul Halim vs The State Of Maharashtra And Another on 31 March, 2023

**Author: R.G. Avachat**

**Bench: R.G. Avachat**

913-ABA-464-

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD

ANTICIPATORY BAIL APPLICATION NO. 464 OF 2023

Abdul Malik Abdul Halim	..APPLICANT
VERSUS	
State of Maharashtra and Another	..RESPONDENTS

....  
Mr. Sh. Rauf Sh. Rasul, Advocate for applicant  
Mr. N.T. Bhagat, A.P.P. for respondents  
....

CORAM : R.G. AVACHAT, J.  
DATE : 31st MARCH, 2023

PER COURT :

1. Heard.
2. Issue notice to the respondents. Learned A.P.P. waives service of notice for the respondents.
3. Perused the First Information Report. Except offence punishable under Section 328 of the Indian Penal Code ('I.P.C.'), all other offences are bailable one. The question is whether offence under Section 328 of the I.P.C., in the facts and circumstances of the case, gets attracted. Hence, the applicant is granted ad-interim anticipatory bail in terms of following order :-

ORDER

(I) In the event of arrest of the applicant, in connection with Crime No. 46 of 2023 registered with Himayatnagar Police 913-ABA-464-23.odt Station, Dist. Nanded for the offences punishable under Sections 188, 272, 273 and 328 of the Indian Penal Code and under Sections 26(2)(i), 26(2)(iv), 27(3)(e), 30(2)(a) and 59 of the Food Safety and Standards Act, he be released on executing P.R. bond in the sum of Rs.15,000/- (Rupees Fifteen Thousand) with surety in the like amount.

(II) The applicant shall appear before the investigating officer, as and when required for the investigating purpose.

(III) The applicant shall not tamper with the prosecution evidence.

(IV) Stand over to 17th April, 2023.

( R.G. AVACHAT, J. )

SSD