

2023 SCC OnLine Bom 1977

In the High Court of Bombay at Goa
(BEFORE PRAKASH D. NAIK, J.)

Criminal Misc. Application No. 681 of 2023(F)

With

Criminal Application (Bail) No. 210 of 2023(F)

Criminal Misc. Application No. 681 of 2023(F)

In

Criminal Application (Bail) No. 210 of 2023(F)

Dattaguru Sagun Sinari ... Applicant;

Versus

State, Through Police Inspector Investigating
Officer Police Crime Branch and Another ...
Respondent.

And

Criminal Application (Bail) No. 210 of 2023(F)

Dattaguru Sagun Sinari ... Applicant;

Versus

State, Through Police Inspector Investigating
Officer Police Crime Branch and Another ...
Respondent.

Criminal Misc. Application No. 681 of 2023(F), Criminal Application
(Bail) No. 210 of 2023(F), Criminal Misc. Application No. 681 of
2023(F), Criminal Application (Bail) No. 210 of 2023(F) and
Criminal Application (Bail) No. 210 of 2023(F)

Decided on September 13, 2023

Advocates who appeared in this case:

Mr. Terence Sequeira, Advocate for the Applicant.

Mr. Pravin N. Faldessai, Additional Public Prosecutor for the
Respondent State.

The Judgment of the Court was delivered by

PRAKASH D. NAIK, J.:— This is an application for the modification of
conditions stipulated in the order dated 17.04.2023 while granting bail
to the applicant in the case for offences under Section 364, 365, 302,
201 and 120(B) of the Penal Code, 1860.

2. The applicant is seeking relaxation of condition no. (b), (d) and
(h) in the order dated 17.04.2023. Learned advocate for the applicant
submitted that the trial has commenced and 10 witnesses are

examined. Reporting to the police station is not necessary. The applicant is residing outside North Goa. He is without employment and it is difficult for him to survive. Condition of not to enter North Goa be relaxed.

3. Learned Additional Public Prosecutor vehemently opposed the prayer for relaxation of conditions. It is submitted that the applicant was involved in a serious offence. The victim was murdered brutally. He was granted bail on account of long incarceration in custody. While applying for bail the applicant had agreed for release on bail on any conditions. Some of the witnesses are residing within North Goa. Hence, the condition may not be relaxed.

4. It is pertinent to note that the bail was granted to the applicant vide order dated 17.04.2023. Within a short span of time the applicant has moved this application for relaxation of conditions. The conditions stipulated in the order dated 17.04.2023 were imposed for certain purpose. Hence, no case is made out for the relaxation of conditions.

5. Application stands dismissed.

6. Liberty to apply for relaxation of conditions after a period of one year.

7. In the event such an application is made, the same will be decided on merits.

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