

2ND National Bail Application and Argumentation Competition, 2024



THAKUR RAMNARAYAN COLLEGE OF LAW

2ND NATIONAL BAIL APPLICATION

AND

ARGUMENTATION COMPETITION

2024 - 2025

BAIL PROBLEM

BRIEF FACTS

The matter at hand involves a dispute within the Poojary family residing in Seven Bungalows, Bandra, Mumbai, centered around allegations of property fraud and subsequent tensions among family members. Bhaskar Poojary, the eldest son, stands accused of forging his father's signature in 1999 to unlawfully transfer property ownership to himself, and brought inequalities in the share of property within the family. This led to a confrontation between Bhaskar and Vasant Poojary, the youngest son, who objected to the alleged fraud, resulting in escalating animosity between siblings. In past there were numerous incidents in which death threats and attempt to murder have been directed from Vasant towards Bhaskar and the animosity between them further intensified the family rift. In a recent confrontation at a function on 20th June, 2024 at around 12:30 PM they both got into an altercation and reached to a stage where Bhaskar slapped Vasant Poojary. At that time, Vasant did not react. However, as Bhaskar was leaving the function, Vasant waited near the exit with the intent to assault him. Vasant then delivered multiple blows to Bhaskar with a hockey stick, causing fractures in Bhaskar's hands and legs and severely damaging his face. Following the incident, Bhaskar was hospitalized and subsequently filed a First Information Report (FIR) against Vasant at the Andheri Police Station. Vasant has been charged with offenses under sections 325 and 331 of the Indian Penal Code, 1860.

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FIRST INFORMATION REPORT

(Under Section 154 Cr.P.C)

1. **District:** Mumbai **Police Station:** Andheri **Year** 2024 **F.I.R. No.** 105/2024 **Date** 20/05/2024

2. (i) **Act:** Indian Penal Code, 1860 (I.P.C) **Sections:** 325, 331

3.

(a) **Occurrence of Offence:** **Day:** Saturday **Date:** 20/05/2024 **Time:** 1:00 pm to 1:30 pm

(b) **Information received at P.S.** **Date:** 20/05/2024 **Time:** 4:00 pm

(c) **General Diary Reference: Entry No(s):** 42/2024 **Time:** 4:45 am

4. **Type of information:** Oral

1. **Place of occurrence:** Hotel White Forest, Pump House, Andheri (E)

(a) **Direction and Distance from P.S.** North East 2.1 km

(b) **Address:** Near Fortune Fitness Gym, Pump House Jijamata Road, Andheri (E),
Mumbai – 400089

(c) **In case outside limit of this Police Station, then:**

The name of P.S.

District.....

5. **Complainant / informant :**

(a) **Name:** Bhaskar Poojary

(b) **Father's / Husband's Name:** Govind Poojary

(c) **Date of Birth/Age:** 45yrs (d) **Nationality:** Indian

(e) **Passport No:** **Date of Issue:** **Place of Issue**
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(f) **Occupation:** Businessman

(g) **Address:** Flat no 101, Seven Bungalows Bandra, Mumbai.

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6. Details of known / suspected / unknown / accused with full particulars(Attach separate sheet if necessary):

a) Details of known/suspected/unknown accused with full particulars:

a) Name: Vasant Poojary, brother of Bhaskar Poojary

b) Age: 40

c) Occupation: BMC Clerk

d) Address: 32/C Hilton Tower, M.I.D.C Andheri (E), Mumbai – 400094

7. Reasons for delay in reporting by the complainant / Informant: N/A

8. Particulars of properties stolen / involved (Attach separate sheet if necessary):
N/A

9. F.I.R. Contents (Attach separate sheets, if required):

F.I.R. read over to the complainant / Informant, admitted to be correctly recorded and copy given to the Complainant / Informant free of cost.

10. Signature /Thumb-impresion of the complainant / informant:

Sd/-

Signature of the Officer-in-charge,

Police Station:

Name: Vishwas .S. Gupta

Rank: P.I.

Sd/-