

Vineet Girdharilal Jaggi vs The State Of Maharashtra on 24 August, 2022

Author: Anuja Prabhudessai

Bench: Anuja Prabhudessai

P.H. Jayani

11 ABA2137.2021.doc

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

ANTICIPATORY BAIL APPLICATION NO. 2137 OF 2021

Vineet Girdharilal Jaggi Applicant
v/s.	
The State of Maharashtra Respondent

Mr. Chetan Damre for the Applicant.
Ms. G.P. Mulekar, APP for the State.

CORAM: SMT. ANUJA PRABHUDESSAI, J.

DATED : 24th AUGUST, 2022.

P. C. :-

. This is an Application under section 438 of Cr.P.C. for pre-arrest bail in C.R.No.476/2021 registered with Peth Police Station, Dist. Nashik for offences punishable under sections 188, 272, 273, 420, r/w. 34 of the Indian Penal Code and sections 26(2), 27, 30(2)(a), 26(2)

(iv), 3(1)(zz)(i)(v) and 27(3)(e) of Food Safety and Standard Act, 2006.

2. Heard learned counsel for the Applicant and learned APP for the State. I have perused the records and considered the submissions advanced by the learned counsel for the respective parties.

3. The FIR prima facie reveals that the Applicant is the owner of the P.H. Jayani 11 ABA2137.2021.doc vehicle bearing No.MH-16-CC-2842 which was transporting prohibited goods such as gutkha, pan masala. The Applicant has been charged for offence under section 328 of the Indian Penal Code. It is stated that the matter pertaining to the interpretation of Section 328 in Chourasia, is pending before the Hon'ble Supreme Court.

4. In view of the matter, till the next date of hearing, the Applicant is granted interim protection. Hence, the following order :-

(a) In the event of arrest of the Applicant in C.R.No.476/2021 registered with Peth Police Station, Dist.

Nashik, he shall be released on interim bail, on furnishing P.R. bonds in the sum of Rs.25,000/- with one or more sureties in the like amount ;

(b) The Applicant shall report to the Investigating Officer for three days from 29/08/2022 from 10:00 a.m. to 01:00 p.m.

(c) The Applicant shall not interfere with the complainant and the other prosecution witnesses and shall not tamper with P.H. Jayani 11 ABA2137.2021.doc the evidence or attempt to influence or contact the complainant, witnesses or any person concerned with the case in any manner ;

(d) The Applicant shall keep the Investigating Officer informed of his current address and mobile contact numbers, and/or change of residence or mobile details, if any, from time to time.

5. Stand over to 05/09/2022.

PREETI H JAYANI (SMT. ANUJA PRABHUDESSAI, J.)