

# Somning Shivanna Pujari vs The State Of Maharashtra on 6 April, 2023

**Author: Anuja Prabhudessai**

**Bench: Anuja Prabhudessai**

2023:BHC-AS:10636

P.H. Jayani

27(B)ABA3234.20

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION

ANTICIPATORY BAIL APPLICATION NO. 3234 OF 2022

Somning Shivanna Pujari

... Appl

v/s.

The State of Maharashtra

.... Res

Mr. Veerdhaval Kakade for the Applicant.

Mr. S.V. Gavand, APP for the State.

CORAM: SMT. ANUJA PRABHUDESSAI, J.

DATED : 06th APRIL, 2023.

P. C. :-

. This is an Application under section 438 of Cr.P.C. filed by the aforesaid Applicant apprehending his arrest in C.R.No.692/2022 registered with Pandharpur City Police Station, Solapur Rural for offences punishable under sections 188, 272, 273, 328 of the Indian Penal Code and sections 3, 26(2)(i), 26(2)(iv), 27(3)(e) and 59 of Food Safety and Standards 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. It is the case of the prosecution that on 07/10/2022, the vehicle bearing No. MH-09-CA-3630 was intercepted and gutkha, pan masala P.H. Jayani 27(B)ABA3234.2022.doc and scented tobacco which are prohibited items, were seized from the said vehicle. The vehicle is owned by the Applicant and hence, crime came to be registered against the Applicant for committing the aforesaid offences.

4. By order dated 09/12/2022, this Court (Coram : R.N. Laddha, J.) had granted interim protection to the Applicant. Learned APP states that the Applicant has reported to the Investigating Officer and that he has been investigated. Learned APP, under instructions, states that the presence of the

Applicant is not required for the purpose of custodial interrogation.

5. Under the circumstances, interim order dated 09/12/2022 stands confirmed. The Applicant to report to the Investigating Officer on 17 th and 18th April, 2023 between 11:00 a.m. to 02:00 p.m. and further as and when required by the Investigating Officer.

6. Application stands disposed of.

(SMT. ANUJA PRABHUDESSAI, J.)