

Rupesh Rajgopal Zawar vs The State Of Maharashtra on 21 April, 2022

Author: Vibha Kankanwadi

Bench: Vibha Kankanwadi

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

905 ANTICIPATORY BAIL APPLICATION NO.464 OF 2022

RUPESH RAJGOPAL ZAWAR
VERSUS
THE STATE OF MAHARASHTRA

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Advocate for Applicant : Mr. Jadhav Satej S
APP for Respondent-State : Ms. Vaishali Patil Jadhav

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CORAM : SMT.VIBHA KANKANWADI, J.
DATE : 21-04-2022

ORDER :

1. Heard learned Advocate Mr. S. S. Jadhav for applicant.
2. Learned APP strongly opposes the application. Learned APP submits that the matter is coming for the first time and she is not armed with all the papers, however, taking into consideration the contents of the FIR, specific role has been attributed to the applicant.
3. Perusal of the FIR lodged by Food Safety Officer Pradeep Babaji Kute of Ahmednagar would show that two contrary reports were received. In fact, in the FIR itself he ought to have given reason as to why the sample was required to be sent to the laboratory of Mysore in Karnataka. There appears to be no reason for the same. The FIR is silent about it. Certain other questions are also involving, to which the learned APP submitted that after going through the papers, she would 2 ABA 464-2022 be able to answer. Under such circumstances, till the papers are perused, the applicant deserves to be protected.
4. Issue notice to respondent-State, returnable on 10-06-2022.
5. Learned APP waives notice for respondent-State.
6. In the meantime, in the event of arrest of the applicant Rupesh Rajgopal Zanwar, in connection with Crime No.145 of 2022, registered with MIDC Police Station, Ahmednagar, for the offence punishable under Section 328, 420, 273 of IPC and Section 26, 26 (2) (ii), 59 of Food Safety and Standards Act, 2006, he be released on P.R.Bond of Rs.30,000/- with two solvent sureties of

Rs.15,000/- each.

7. He shall not tamper with the evidence of the prosecution in any manner.

8. He shall attend the MIDC Police Station, Ahmednagar, on every Monday in between 10.00 a.m. to 02.00 p.m., till further orders, and shall co-operate with the investigation.

(SMT. VIBHA KANKANWADI) JUDGE vjg/-.