

Dattatray Pandurang Khandekar vs The State Of Maharashtra on 16 December, 2021

Author: V.G.Bisht

Bench: V.G.Bisht

20-ABA-3023-2021.D

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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

ANTICIPATORY BAIL APPLICATION NO. 3023 OF 2021

Shri. Dattatray Pandurang Khandekar ...Applicant

Versus

The State of Maharashtra ...Respondent

.....
Mr. Umesh R. Mankapure for the Applicant.
Mrs. P.P.Shinde, APP for the Respondent -State.

.....
CORAM: V.G.BISHT, J.
DATE: 16TH DECEMBER, 2021

PC:-

1. Heard learned Counsel for the applicant and learned APP.
2. Perused the First Information Report (FIR).
3. It appears that the applicant was found in possession of various pan masala packets i.e. Gutakha. However, having regard to the facts and circumstances of the case, prima facie the applicability of Section 328 of the Indian Penal Code appears to be doubtful. The applicant therefore has made out a case for ad-

interim protection. Hence the following order is passed :

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ORDER

(i) In the event of arrest of the applicant in C.R.No. 1214 of 2021 registered with Sangola Police Station, Solapur Rural for the offences punishable under Sections 188, 272, 273 and 328 of the Indian Penal Code and Section 59 of Food Safety and Standard Act, 2006, the applicant be enlarged on bail on his furnishing PR & SB in the sum of Rs. 20,000/- with one or two surety/sureties in like amount.

(ii) The applicant shall make himself available for interrogation by a police officer of concerned police station as and when required.

(iii) The applicant shall not tamper with prosecution evidence.

(iv) Issue notice to the concerned police station, returnable on 19th January, 2022.

(v) This order shall remain in force till the next date.

(V.G.BISHT, J.)