

Firoz S/O Siddik Punjani And Another vs State Of Maharashtra, Thr. Pso Ps ... on 30 March, 2021

Author: Swapna Joshi

Bench: Swapna Joshi

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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

CRIMINAL APPLICATION (ABA) NO.219/2021

(1. Firoz s/o Siddik Punjani and another vs. The State of Maharashtra :
Th: PSO PS, Mankapur, Nagpur)

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Office Notes, Office Memoranda of
Coram, appearances, Court's orders
of directions and Registrar's orders

Court'

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Mr. A.G. Hunge, Advocate for applicants
Ms. Shamsi Haider, APP for respondent -State

CORAM : MRS.SWAPNA JOSHI,

J.

DATED : 30th March, 2021

1. Hearing was conducted through video conferencing and the learned counsel agreed that the audio and video quality was proper.

2. By this Application, the applicants are seeking pre-arrest bail in respect of Crime No.128/2021 registered with Police Station Karanja, Dist.Washim, for the offence punishable under Sections 188, 272, 273, 328 read with Section 34 of the Indian Penal Code and Sections 26(2)(i), 26(2)(iv), 30(2)(a) and 59 of the Food Safety and Standards Act.

3. Heard Mr. A.G. Hunge, the learned counsel for the applicants.

4. The allegations against the applicants are that they have illegally transported, used and sold the banned food articles which are harmful to the society at large and it may spread the diseases like Covid-19.

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5. The learned Advocate for the applicants submits that the material has already been seized by the police and their custodial interrogation is not required as such.
6. Considering the nature of offence, issue notice to the respondent, returnable in the week commencing from 19th April, 2021. Ms. Shamsi Haider, the learned APP waives notice on behalf of non- applicant-State.
7. In the interregnum, in the event of arrest of the applicants in Crime No. 128/2021 registered with Police Station Karanja Dist. Washim for the offence punishable u/ss. 188, 272, 273, 328 read with Section 34 of the Indian Penal Code and Sections 26(2)(i), 26(2)(iv), 30(2)(a) and 59 of the Food Safety and Standards Act, they be released on bail on furnishing PR bond of Rs. 20,000/- (rupees twenty thousand) each, with one or two sureties in the like amount.
8. The applicants shall cooperate with the investigation agency and shall attend the concerned Police Station one every Monday, Wednesday and Friday between 11.00 to 2.00 pm, so also as and when required.
9. The applicants shall neither tamper with the evidence of prosecution nor influence the prosecution witnesses in any manner.
10. The order be communicated to the learned counsel for both sides, either on e-mail address or on whatsapp or by such other mode, as is permissible in law.

JUDGE sahare