

Ashpak Mehabub Shaikh And Another vs The State Of Maharashtra on 28 May, 2024

911-ABA-873-2024.odt

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

ANTICIPATORY BAIL APPLICATION NO. 873 OF 2024

Shaikh Saddam Shaikh Mehabub
VERSUS
The State Of Maharashtra

...

Mr. S. S. Chapalgaonkar, Advocate for Applicant

WITH

ANTICIPATORY BAIL APPLICATION NO. 874 OF 2024

Ashpak Mehabub Shaikh And Another
VERSUS
The State Of Maharashtra

...

Mr. A. N. Barhate Patil, Advocate for Applicants

Mrs. C. C. Kutti, APP for Respondents/State

...

CORAM : SHAILESH P. BRAHME, J
(VACATION COURT)

DATE : MAY 28, 2024

PER COURT :

1. These are applications for anticipatory bail in respect of C.R. No. 128/2024 registered with Waluj Police Station, Tq. Gangapur, Dist. Aurangabad for offence punishable under Sections 272, 273, 328, 188 read with Section 34 of the Indian Penal Code and Section 59 of the Food Safety and Standards Act, 2006.

2. I have gone through the FIR. It is alleged

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that applicant/Shaiikh Saddam Shaikh Mehbub is the owner of contraband apprehended by the raiding party. Names of applicants - Ashfaq and Mohsin Mehbub are not seen in the FIR.

3. Considering the nature of the allegations, I find it appropriate to extend pre-arrest protection to the applicants. I also find that prima facie serious allegations are not attributed to the applicants.

ORDER

a) Issue notice to the Respondents, returnable on 20th June, 2024. The learned APP waives service of notice on behalf of Respondents/State. Call for papers from the concerned police station.

b) Applicants shall be released on bail in the event of arrest in connection with C.R. No. 128/2024 registered with Waluj Police Station, Tq. Gangapur, Dist. Aurangabad for offence punishable under Sections 272, 273, 328, 188 read with Section 34 of the Indian Penal Code and Section 59 of the Food Safety and Standards Act, 2006 only on the condition of furnishing P.R. bond of Rs. 20,000/- (Rupees Twenty Thousand Only) each with one solvent surety.

c) They shall attend the concerned police station/investigating officer on every Friday between 11.00 am to 04.00 pm. 911-ABA-873-2024.odt

d) They shall cooperate investigating officer.

(SHAILESH P. BRAHME, J) Malani