

# Sachin Nagraj Mhaske vs The State Of Maharashtra on 22 December, 2022

**Author: S. G. Mehare**

**Bench: S. G. Mehare**

933-BA-2111-22

(1)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD

BAIL APPLICATION NO.2111 OF 2022  
SACHIN NAGRAJ MHASKE  
VERSUS  
THE STATE OF MAHARASHTRA

Mr. Shaikh Kayyum Najir, Advocate for applicant;  
Mr. K. S. Patil, A.P.P. for respondent

CORAM : S. G. MEHARE, J.

DATE : 22nd December, 2022 P.C.

1. Heard the learned counsel for the applicant and the learned A.P.P. for the respondent/State.

2. This is a scented tobacco and gutka matter, hence, Section 328 of the Indian Penal Code has been applied. The issue as regards the applicability of Section 328 of the Indian Penal Code to scented tobacco and gutka, is seized with the Honourable Supreme Court. That apart, the material investigation against the applicant has been applicant. The co-accused have also been released on bail. In the facts and circumstances of the case, it would be inappropriate to keep the applicant behind bar. Hence, the following order:-

- i) The application is allowed.
- ii) Applicant Sachin s/o. Nagraj Maske, be released on bail, on

furnishing PB and SB of Rs.50,000/- with one solvent surety of like amount, in C.R.No.0157 of 2022 registered with Daulatabad Police Station, Aurangabad, for the offence punishable under Sections 188, 272, 273 and 328 read with Section 34 of the Indian Penal Code and Section 59 of the Food Safety and Standards Act, 2006, on the condition that not to involve in the similar offence.

(S. G. MEHARE, J.) amj