

**IN THE HIGH COURT AT BOMBAY
APPELLATE SIDE, BENCH AT AURANGABAD**

CRIMINAL APPLICATION NO. 192 OF 2015

Ashutosh s/o. Vijay Marathe **....Applicant.**

Versus

The State of Maharashtra **....Respondent.**

Mr. S.D. Tawshikar, Advocate for applicant.

Mr. A.V. Deshmukh, APP for State.

CORAM : T.V. NALAWADE, J.

DATED : 23rd January, 2015.

ORDER :

1. The application is filed for bail. Both the sides are heard. This Court has perused the papers of investigation.

2. On the basis of report given by one Bhushan Patil, the crime is registered for the offences punishable under sections 406, 420, 467, 468, 34 etc. of I.P.C. against the applicant and his relatives like brothers. There are allegations that the complainant was in search of job. The brothers of applicants approached him and they represented him that they were in a position to give him job. To convince him, they informed that they were already working for securing job of four

persons and they remained in touch with the complainant. Under one or another pretext, they started collecting money from him. There are allegations against the present applicant that to him, complainant handed over amount of Rs. 80,000/-. Thus, total amount of Rs. five lakh was given for seeking job. Even the appointment order was given to him, but subsequently he realized that it was bogus order and then he approached police.

3. The learned counsel for the applicant submitted that he has no concerned with the offence and main allegations are against his brothers. There are specific allegations against the applicant that he received Rs. 80,000/- from the complainant. Submissions made show that applicant is aged about 21 years and the learned counsel for the applicant submitted that he is student of Engineering Course (third year). In view of the nature of allegations made against the applicant, this Court holds that subject to some conditions, bail can be granted to him.

4. In the result, the application is allowed. The applicant is to be released on bail on his furnishing PR and SB of Rs. 30,000/- (Rupees thirty thousand) with one solvent surety of like amount, subject to condition that he deposits Rs. 50,000/- (Rupees fifty thousand) in the aforesaid crime as the stolen

property. He is not to tamper with the prosecution witnesses. He is not to commit similar offence. He is to be released from jail only after depositing of the amount.

[T.V. NALAWADE, J.]

ssc/