

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CRIMINAL APPLICATION NO. 1346 OF 2015
(Saba Nazim Qureshi Vs. The State of Maharashtra and others)

Mr. Naseem R. Shaikh, Advocate for the applicant
Mr. V.P. Kadam, A.P.P. for the respondent-State

CORAM : M.T. JOSHI, J.
DATE : 31/03/2015

ORAL ORDER :

1. Heard.

2. Mr. N.R. Shaikh, learned counsel for the applicant, submits that this Court itself can re-appreciate the material on record again and can cancel the bail which was granted by this Court to the respondents No. 2 and 3, even if there are no allegations of misuse of the liberty. He relied on the ratio laid down in the cases of "**Puran V. Rambilas and another**" reported in **2001 CRI.L.J. 2566 (1)** and "**Prakash Kadam and etc.etc. V.Ramprasad Vishwanath Gupta and another**" reported in **2011 CRI.L.J. 3585**.

3. The reading of the judgements, relied on by the

learned counsel for the applicant, would show that only in very exceptional cases, the Court can re-appreciate the evidence if the earlier order granting bail would entail into carriage of injustice.

4. On going through the papers, nothing exceptional is found in the present case. The application is, therefore, dismissed.

[M.T. JOSHI]
JUDGE

npj/criapln1346-2015