

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CRIMINAL APPLICATION NO.4632 OF 2015

Mahesh Naari Prathsanstha Maryadit,
Bhingar, Ahmednagar

..APPLICANT

VERSUS

The State of Mah. & ors.

..RESPONDENTS

Mr Shrikishan S. Shinde, Advocate for applicant;
Smt. M.S. Patni, A.P.P. for respondents no.1 to 3

CORAM : N.W. SAMBRE, J.

DATE : 9th September, 2015

ORAL ORDER :

Learned Trial Court has granted regular bail to respondent no.4 herein, in default, pursuant to the provisions of section 167 (2) of the Code of Criminal Procedure.

2. The offences alleged against respondent no.4/accused are punishable under sections 418, 420 read with sec. 34 of the Indian Penal Code.

3. Having heard learned Counsel appearing on behalf of the applicant, who is seeking cancellation of bail, it is noticed that before filing of the charge-sheet, on the same day, application for grant of bail was filed by respondent no.2.

4. In support of his contentions, learned Counsel appearing on behalf of the applicant, has placed reliance on the following judgments :

- (1) Uday Mohanlal Acharya vs. State of Maharashtra, reported in 2001 Cri. L.J. 1832;
- (2) Basa alias Basu Dev vs. State of W.B., reported in 2014 Cri.L.J. 663;
- (3) Gyan Chandra Agrawal vs. Central Bureau of Investigation, Camp, Bhilai, reported in 2007 Cri.L.J. 2851

The ratio laid down in the above referred judgments has no application to the facts of the present case.

5. In view of above, in my opinion, no ground could be noticed for cancellation of bail. Thus, Criminal Application stands rejected.

(N.W. SAMBRE, J.)

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