

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

**CRIMINAL APPLICATION NO.5 OF 2015
IN
CRIMINAL APPEAL NO.1610 OF 2011**

VAISHALI VIJAY DESHPANDE)...APPLICANT

V/s.

THE STATE OF MAHARASHTRA AND ORS.)...RESPONDENTS

Shri Nikhil Chavan i/b. Shri Abhijeet Deshmukh, Advocate for the Applicant.

Smt.Rebecca Gonsalves, Advocate for Respondent Nos.3 and 4.

Shri Deepak Thakre, APP for the Respondent – State.

WITH

**CRIMINAL APPEAL NO.1610 OF 2011
AND
CRIMINAL APPEAL NO.1590 OF 2011**

CORAM : ABHAY M. THIPSAY, J.

DATE : 23rd OCTOBER 2015.

P.C. :

1 I have heard Smt.Rebecca Gonsalvez, the learned
counsel for respondent nos.3 and 4. She submits that respondent
nos.3 and 4 have no objection if the application is allowed in
terms of Prayer Clause (a).

2 The locker has been attached by respondent nos.3 and
4 in the course of investigation.

3 It appears that the contents of the locker have nothing
to do with the offence for which the applicant was prosecuted and
has been convicted.

4 If the locker has nothing to do with the property
obtained by committing the alleged offence, or with the proceeds
of the crime, as indicated by the learned counsel for the
respondent nos.3 and 4, then, the respondent no.3 shall write an
appropriate letter to the concerned bank clarifying the position,
and removing the attachment.

5 The respondent no.3 shall report compliance to this
court.

6 The application is allowed in the aforesaid terms and
stands disposed of.

(ABHAY M. THIPSAY, J.)

CERTIFICATE

**Certified to be true and correct copy of the original
signed Judgment / Order.**