

Rajesh Anant Gholap		Applicant
Vs.		
State of Maharashtra		Respondent

CORAM: REVATI MOHITE DERE, J.

DATED: APRIL 23, 2015

P.C.:

1. Heard the learned counsel for the applicant and the learned APP for the respondent-State.

2. By this application, the applicant seeks pre-arrest bail in connection with C.R. No.I-115 of 2014, registered with the Badlapur Police Station, District Thane for the alleged

offences punishable under Sections 181 and 420 of the IPC.

3. The applicant is a social worker who was granted, from the Chief Minister's 2% and 5% quota, two flats – the first in 2006 and the second in 2009.

4. The learned counsel for the applicant submits that pursuant to a PIL filed in this Court, a one-man committee has been appointed which is looking into the allotment of flats under the Chief Minister's discretionary quota. According to the learned counsel, the second flat was obtained by the applicant on the basis of the false statement made on an affidavit. He submits that the second flat, obtained in 2009 at Badlapur, has been surrendered to the Competent Authority on 8-1-2015.

5. The learned APP does not dispute the fact that the second flat, which was obtained in 2009 in Badlapur, has been surrendered by the present applicant to the Deputy Collector, Ulhasnagar on 8-1-2015. As far as the affidavit is concerned, same was filed at the time when the flat was obtained. Hence, custody of the applicant is not required. Hence, the following order is passed:

ORDER

(i) In the event of his arrest, the applicant be released on bail on furnishing P.R. Bond in the sum of Rs.15,000/- with one or two local sureties in the like amount.

(ii) The applicant shall attend the concerned police station as and when called for.

(iii) The applicant shall furnish his

address as well as his contact number, both to the concerned police station as well as to the Court seized with the case and if there is any change in the address or the contact number, the same shall also be immediately communicated to the PI of the concerned police station as well as the Court seized with the case.

(iv) The applicant shall neither tamper with the evidence nor influence or intimidate any person concerned with the case.

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

7. Parties to act on the authenticated copy of this order.

(REVATI MOHITE DERE, J.)