

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE JURISDICTION
CRIMINAL APPLICATION NO. 946 OF 2015

Smita Bhimrao Gadge

.....Applicant

V/s.

The State of Maharashtra

....Respondent

Mr. A. P. Mundargi Senior Counsel a/w Mr. S. V. Marwadi i/b

Ms. Mallika A. Ingale for Applicant

Mr. Arfan Sait APP for the State.

Mr. Dilip S. Suryanwnshi, Sr. P.I., Bazar Peth

Police Station, Kalyan, Thane City.

CORAM : SMT. SADHANA S. JADHAV, J.

DATED : SEPTEMBER 7, 2015.

PC :

Not on board. Upon production, taken on board.

For the reasons to be recorded separately, following order is passed.

ORDER

(i) Application is allowed.

(ii) The impugned order dated 04/09/2015 on the remand application dated 04/09/2015 in C. R. No. I-145 of 2015 is hereby quashed and set aside.

(iii) Learned Magistrate may consider the application, if any filed by accused for sending the applicant to Magistrate's custody and also

consider bail application, if any filed by the accused, forthwith.

(iv) Learned Magistrate shall consider the application with the aid of proviso to section 437 of Code of Criminal Procedure, 1973.

(v) Parties to act on authenticated copy of this order.

(SMT. SADHANA S. JADHAV, J.)