

Anand

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL APPLICATION NO.1598 OF 2015

Rocky Khanna .Applicant

v/s.

The State of Maharashtra .Respondent

Mr.V.Vidyardhi, Advocate, for the Applicant
Mrs.P.P.Shinde, APP, for the Respondent – State
Mr.M.D.Pol, Advocate, for the Original
Complainant

CORAM : REVATI MOHITE DERE, J.

DATE : 26.10.2015

P.C.

. Heard learned counsel for the applicant, learned APP for the respondent – State and the learned counsel for the original complainant.

2. Learned counsel for the applicant states that the learned Additional Sessions Judge, Mumbai vide order dated 09.10.2015 has rejected his prayer for ad-interim anticipatory

bail on the ground that no offence was registered as against the applicant.

3. Learned APP on the instructions of the investigating officer, who is present in Court makes a statement that as of today, no offence is registered as against the present applicant. He states that the investigating officer will not arrest the applicant till 28.10.2015. The said statement is accepted. He, however, states that the applicant be directed to attend the concerned police station for inquiry. It is informed that the main application for anticipatory bail is pending before the learned Additional Sessions Judge and is due on 28.10.2015. The learned Judge is requested to decide the said application either on the said date or consider the prayer for interim relief in case an offence is registered as against the applicant, in the meantime. The applicant shall

attend the concerned police station today between 05.00 p.m. and 7.00 p.m. and tomorrow between 10.00 a.m. and 12.00 noon. The said order is passed in the presence of the investigating officer, who is present in Court.

4. The Application stands disposed of.

5. It is made clear, that this application has not been considered on merits and the learned Judge to decide the anticipatory bail application on its own merits, uninfluenced by any observations made in the said order.

(REVATI MOHITE DERE, J.)