

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**APPELLATE SIDE**

**CRIMINAL APPLICATION NO.13 OF 2016  
IN  
CRIMINAL APPEAL NO.341 OF 2007**

Arun Digamber Kulkarni      ...      **Applicant**  
V/s.  
The State of Maharashtra      ...      **Respondent**

.....

Mr.Mohan S. Upadhyay, Advocate for the Applicant.  
Mrs.P.P.Bhosale, APP for the Respondent/State.

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**CORAM : ABHAY M. THIPSAY J.**

**DATED : 14<sup>th</sup> JANUARY 2016.**

**P.C.**

1.            Heard the learned counsel for the applicant. Heard the learned Additional Public Prosecutor for the Respondent/State.
2.            The applicant was permitted in the past to depart from India on certain conditions and he has complied with those conditions.
3.            In the ordinary course, the appeal is not likely to be taken up for final hearing during the period in which the applicant would be abroad.

4. The application is allowed in terms of prayer clause (a) on the following conditions :

- (i) The applicant shall keep the title documents i.e. Share Certificate and registered Conveyance of his flat in the Highway Co-operative Housing Society Limited, Shiv Shrushti, Kurla (E), Mumbai, with the Registry as a security for his coming back to India.
- (ii) He shall give at least 72 hours previous notice in writing to the investigating agency giving the details of his proposed journey, such as :- Ticket number, Flight Number, Visa particulars, etc.
- (iii) The applicant shall give the details of the address where he would be staying while abroad, and shall also give the contact telephone numbers on which he could be contacted while abroad.
- (iv) The applicant shall return to India by **20<sup>th</sup> April 2016**, and report compliance by remaining present before this Court within a week thereafter.
- (v) The applicant shall return to India even before that, if required or called upon, by this Court.

5. The application is disposed in the aforesaid terms.

**(ABHAY M. THIPSAY J.)**