

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.745 OF 2015
IN
CASE NO.170/MECR/2000

Dr. Piyush Mehta
(M.D., North Star Gems (India) Ltd.) ... Applicant
vs.
The State of Maharashtra and Others ... Respondents

Mr. Piyush Mehta, applicant-party in person.
Mrs. P.P. Shinde, APP for the State
Mr. R.B. Mokashi, for Respondent No. 4.

CORAM: MRS.MRIDULA BHATKAR, J.

DATE: 16th MARCH, 2016

P.C.:

. The applicant who is the complainant in this case has filed this application for cancellation of the order dated 14th October, 2015 passed by the learned Additional Sessions Judge, Greater Bombay in Anticipatory Bail Application No. 1550 of 2015.

2. The applicant who is appearing party in person has submitted that the Respondent No. 4/accused Dr. Amit Shah has committed offence of forgery and also conspired along with the other

co-accused and cheated the applicant in the share market. The order of granting anticipatory bail to the Respondent No. 4/accused is not correct. The learned Additional Sessions Judge ought to have considered the gravity of the offence and should not have granted bail to the Respondent/accused. The party in person submitted that the accused has also breached the terms and conditions imposed by the learned Sessions Judge.

3. The learned prosecutor while replying to this application, on query has submitted that in the affidavit filed by Mr. Anil Kadam (API), Santacruz police station, Mumbai, it is mentioned that the Respondent/accused had attended every Tuesday as directed by the trial Court and the dates are given accordingly. The prosecution has not moved any application for cancellation of the anticipatory bail of the accused. Further the condition is also modified by the learned Sessions Judge on 8th March, 2016.

4. After perusal of the order of the trial Court, nothing illegality is found in the said order dated 14th October, 2015. Hence, no case is made out to cancel the pre arrest bail granted by the

learned Sessions Judge to the Respondent No. 4/accused. Hence, the application stands rejected.

(MRS.MRIDULA BHATKAR, J.)