

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL APPLICATION (ABA) NO. 41 OF 2016

(SHRINIWASH PARASHURAM JANGAM & OTH...VS..STATE OF MAH., THR. PSO, PS DURGAPUR,
DIST. CHANDRAPUR)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

CORAM : Z.A.HAQ, J.

DATED : FEBRUARY 12, 2016.

Heard Shri Anjan De, advocate for the applicant
Nos. 1 and 2 and Shri A.K. Bangadkar, A.P.P. for the non-
applicant.

The applicants have moved this application
praying for pre-arrest bail as they apprehend arrest on the
allegations that they are extorting Rs.10/- to Rs.20/- from the
vendors. The learned advocate for the applicants has
submitted that during pendency of this application, as there
was no *ad-interim* order, the applicant No.3 came to be
arrested and he is released on bail.

The applicants Nos. 1 and 2 are the elected ward
members. The defence of the applicants is that as per the
decision of the vendors, the amount of Rs.10/- to Rs.20/- per
head was collected to undertake the maintenance work of the
area where the vendors are carrying on their business.

The learned A.P.P. submits that there is no such
resolution of the Gram Panchayat.

Be that as it may, considering the facts on record and the statement made on behalf of the applicants that the applicant Nos. 1 and 2 were not involved in any crime earlier, in my view, the applicant Nos.1 and 2 are entitled for pre-arrest bail. Hence, the following order :

In the event of arrest in connection with Crime No. M-1/2015 registered by the non-applicant, the applicant Nos. 1 and 2 shall be released on bail on furnishing P.R. Bond in the sum of Rs.Ten Thousand each with one solvent surety in the like amount for each of the applicant.

The applicant Nos. 1 and 2 shall co-operate in the investigation.

The application is allowed in the above terms.

JUDGE

RRaut..