

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

**CRIMINAL APPLICATION (ABA) 302 OF 2016**

*(Anil Krishnakant Joshi Vs. The State of Maharashtra)*

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

Court's or Judge's orders

Shri Shyam Dewani, Advocate for the applicant.  
Shri S. S. Doifode, A.P.P. for the State.

**CORAM : S. B. SHUKRE, J.**

**DATED : 20 JULY, 2016**

Heard learned Counsel for the applicant  
and learned A.P.P. for the State. Perused the first  
information report and the case diary.

It is seen from the statements of  
witnesses that Deepak Joshi is the ultimate  
beneficiary of the fraud committed in the case as  
the disputed property has been shown to be  
purchased by him. These statements also disclose  
that the impostor lady, who was presented before  
the Sub Registrar as a genuine person owning the  
plot, was brought by beneficiary Deepak Joshi. So  
far as the present applicant is concerned, it is seen  
from the statements of witnesses that his house was  
used for making the impostor lady to wear saree  
and pair of glasses. So, at the most, the role of this

applicant could be confined to aiding in committing the fraud. For such a role, I do not think, custodial interrogation of this applicant would be required. Even otherwise, this applicant, as submitted by the learned Counsel for him, has joined the investigation though there was no condition imposed by this Court while granting him the interim protection. The fact remains that he has attended the police station voluntarily and as rightly submitted by the learned Counsel for the applicant that it would show his bonafides in the matter. Therefore, in my view, this applicant is entitled to be given the relief of anticipatory bail. Hence, the order.

The application is allowed and it is directed that the interim protection granted to this applicant by this Court on 06/5/2016 is hereby confirmed on the same condition and in addition on the conditions that he shall attend the concerned police station as and when required and shall not tamper with the prosecution witnesses.

**CERTIFICATE**

“I certify that this order uploaded is a true and correct copy of original signed order.”

Uploaded by : W. W. Lichade

Uploaded on : 21/7/2016