

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

CRIMINAL APPLICATION (ABA) NO. 325 OF 2016

(Mohan Yashwantrao Bebekar Vs. 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 P. J. Mehta, Advocate for the applicant.
Smt. M. S. Naik, A.P.P. for the State.

CORAM : S. B. SHUKRE, J.

DATED : 09 JUNE, 2016

Heard learned Counsel for the applicant
and learned A.P.P. for the State.

This application has been vehemently
opposed by the learned A.P.P. contending that the
applicant has played equal role to that of the main
accused Sudhakar Raut and the other accused. This
contention cannot be accepted at this stage as in the
F.I.R. itself no criminal role has been attributed to
the present applicant. The amount of Rs.10 lac, as
clearly stated therein, had been paid to Sudhakar
Raut and not to the present applicant. What has
been alleged about this applicant is that he was one
of the persons who had counted the money before it
was paid to Sudhakar Raut.

Then, there is no evidence which

specifically shows active involvement of the applicant in the alleged offence. In the result, I am of the view that this is a fit case for grant of anticipatory bail.

The application is allowed.

It is directed that in the event of arrest in Crime No.175/15 registered with police station Rana Pratap, Nagpur for the offences punishable under Sections 420, 467, 468, 471 read with Section 34 of the Indian Penal Code, the applicant shall be released on bail on his furnishing a P. R. Bond in the sum of Rs.25,000/- together with one solvent surety in the like amount on the conditions that the applicant shall attend police station every day for a period of two weeks between 11.00 a.m. to 1.00 p.m. starting from 13/6/2016 and also at such other dates and time required by the investigating officer, that the applicant shall cooperate with the police in the investigation and shall not tamper with the prosecution witnesses.

JUDGE