

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

CRIMINAL APPLICATION (APPLN) NO.77/2015

Haldiram Foods International Private Limited, through its Director

..Versus..

The State of Maharashtra, through Police Station Officer, Police Station, Kalmana,
Nagpur

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.

DATE : 20.4.2016

Heard Shri R.M. Daga, advocate for the applicant,
Shri R.S. Nayak, A.P.P. for the non-applicant No.1 and Shri
Dara Singh J. Sindhu, advocate for the non-applicant
Nos. 2 to 8.

The applicant has approached this Court under
Section 439(2) of the Code of Criminal Procedure praying
that the order passed by the Sessions Court granting
pre-arrest bail to the non-applicant Nos.2 to 8 be set aside
and the pre-arrest bail granted to the non-applicant Nos.2
to 8 be cancelled.

According to the applicant, apart from the fact that
the learned Additional Sessions Judge has not considered
the relevant aspects, one of the consideration which
weighed with the learned Additional Sessions Judge was
that the non-applicant Nos.2 to 8 had admitted the liability
to pay amount of Rs.3 Crores to the applicant and had
shown their intention to repay the amount, however,

according to the applicant, the amount is not yet repaid.

The learned advocate for the non-applicant Nos.2 to 8 disputes the above contention. It is further submitted that the investigation agency has filed report under Section 173 of the Code of Criminal Procedure pointing out that no offence is made out.

Considering the facts on the record, I am not inclined to consider the prayer made in the present application. The application is **dismissed**.

JUDGE

Tambaskar.