

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

CRIMINAL APPLICATION (ABA) NO.705 OF 2015

(Vanita w/o Kishorji Chakole ..vs.. State of Maharashtra, through PSO, Mouda, through A.C.B.,
Bhandara)

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 : 09-02-2016

Heard Shri A.K. Neware, learned Advocate for the applicant and Shri S.S. Doifode, learned Addl.P.P. for the non-applicant.

2. This Court granted ad-interim order in favour of the applicant on 28-12-2015. The non-applicant has filed its reply on 11-01-2016. The contention of the non-applicant is that custody of the applicant is required for recovering the cheques, which were given to the applicant for signing.

3. The non-applicant has not been able to point out that the applicant has not co-operated in the investigation. The non-applicant has not pointed out that the further investigation is undertaken by the Investigating Officer and the applicant has not co-operated in the investigation. The non-applicant has not pointed out that the applicant has misused the ad-interim pre-arrest bail granted by this Court. The

learned Advocate for the applicant states that the applicant has deposited the amount of Rs.61,000/- with the Registry of this Court as directed by the order dated 28-12-2015.

4. In the above facts, I am of the view that the ad-interim order granted on 28-12-2015 is required to be confirmed.

5. Hence, the following order :

- i) In the event of arrest, for the offence punishable under Sections 7,12, 13(1)(d) read with Section 13(2) of the Prevention of Corruption Act registered with the non-applicant vide Crime No.3048/2015, the applicant shall be released on bail on furnishing P.R. Bond of Rs.25,000/- and one solvent surety in the like amount.
- ii) The applicant shall co-operate with the investigation and shall attend the police station on being summoned by the Investigating Officer.
- iii) The amount of Rs.61,000/- deposited by the applicant with the Registry of this Court, shall be transferred to the account of Gram-Panchayat Mohadi, Tahsil-Mouda, District-Nagpur, alongwith interest, if any. The disbursement of this amount will be as per the order which may be passed by the trial Court.

- iv) The application is allowed accordingly. No costs.

JUDGE

pma