

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE JURISDICTION
CRIMINAL ANTICIPATORY BAIL APPLICATION NO. 387 OF 2016

Khawaja Mohd Shaikh @ Babalu

.....Applicant

V/s.

The State of Maharashtra and another

....Respondents

Mr. Vaibhav Bagade Advocate for the Applicant.

Ms. J. S. Lohakare APP for the State.

Mr. Amrut Patil i/b Mr. Birendra Kumar for Respondent no. 2

CORAM : SMT. SADHANA S. JADHAV, J.

DATED : 16th FEBRUARY, 2017.

PC :

1) Heard. The learned counsel for the applicant fairly submits upon instructions that applicant would surrender before the concerned Magistrate on or before 28/02/2017 and file application under section 437 of Code of Criminal Procedure, 1973. The learned counsel seeks liberty to withdraw the application.

2) Liberty as prayed for is granted in the interest of justice with further liberty to appear before the learned Magistrate. The learned Magistrate shall consider the application under section 437 of Code of Criminal Procedure,

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1973 on its own merits and in view of the guidelines issued by the Hon'ble Apex Court in the case of **Arnesh Kumar v/s. State of Bihar (2014) 8 SCC 273**. Applicant stands protected till 5.00 p.m. of 28/02/2017. Application stands disposed of.

(SMT. SADHANA S. JADHAV, J.)