

Anand

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL APPLICATION NO.241 OF 2017

IN

ANTICIPATORY BAIL APPLICATION NO.1589 OF 2015

Subhash Tipanna Nelge .Applicant

Vs.

The State of Maharashtra .Respondent

Mr.Pawan Patil i/b. Triyama Legal, Advocate, for
the Applicant

Mrs.P.P.Shinde, APP, for the Respondent – State

CORAM : REVATI MOHITE DERE, J.

DATE : 29.06.2017

P.C.

. Learned counsel for the Applicant seeks
relaxation/modification of the Order dated
21.12.2015 passed by this Court (CORAM : SMT.
ANUJA PRABHUDESSAI, J.) in ABA No.1589 of 2015.
The condition of which modification is sought
reads thus :-

“(iii) The applicant shall not
leave Pune city without the
prior permission of the JMFC,
Pune.”

2. Learned counsel for the Applicant states that the Applicant has diligently complied with the said conditions and has always taken permission of the Court before leaving Pune City. He submits that till date, charge-sheet has not been filed against the Applicant.

3. Learned APP does not dispute the fact, that in an Application preferred by other co-accused, this Court has directed the police not to file charge-sheet as against the Applicants therein, without the leave of the Court. There was no impediment for the police to file charge-sheet as against the present Applicant. Be that as it may, the Applicant has complied with the Order dated 21.12.2015, inasmuch as, he has taken permission to leave Pune City from the learned JMFC, whenever he has left Pune City.

4. Accordingly, the Application is allowed

and the condition is relaxed. The Applicant is now, not required to take permission before leaving Pune City, but, shall however, take permission of the learned JMFC before leaving India.

5. The Application is disposed of on the aforesaid terms.

Parties to act on the authenticated copy of this order.

(REVATI MOHITE DERE, J.)