

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

ANTICIPATORY BAIL APPLICATION NO. 1860 OF 2017

Rajiv Arvind Gandhi

....Applicant

V/s.

State of Maharashtra

....Respondent

* * * * *

Mr. S.M. Gorwadkar, Senior Counsel i/by. Mr. Niranjana Mogre, Advocate for the applicant present.

Mr. Arfan Sait, APP for the respondent, State.

CORAM :-

SANDEEP K. SHINDE, J.
(VACATION JUDGE)

DATE :-

18TH OCTOBER, 2017.

P.C. :-

1. The Learned Additional Sessions Judge,, Pune refused to grant ad-interim protection to the applicant in proceedings arising from C.R. No. 117/2017 registered with Shivajinagar Police Station, Pune under Section 420 read with Section 34 of the Indian Penal Code and under

Section 4 of the Maharashtra Ownership Flats Act.

2. Prima-facie, it appears that the complainant is not a flat purchaser as envisaged under the Maharashtra Ownership Flats Act. Be that as it may, the Learned APP has informed that the application is kept for hearing on 24th October, 2017 before the Sessions Court, Pune.

3. Considering the facts of the case, I am inclined to grant him protection till 24th October, 2017 and hence the following order :-

(i) In the event of the arrest of the applicant in No.

117/2017 registered with Shivajinagar Police Station, Pune, he be released on P.R. Bond of Rs.20,000/- (Rs. Twenty Thousand only) with one or two sureties in the like amount.

(ii) He shall not tamper with the evidence or threaten the prosecution witnesses and co-operate with the Investigation Officer.

4. The trial Court shall dispose off the main application

without being influenced by the order passed by this Court as expeditiously as possible.

5. The applicant is directed to remain present before the Learned Sessions Court on 24th October, 2017.

6. The Application is disposed off accordingly.

7. Leave to amend is granted.

(SANDEEP K. SHINDE, J)