

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

CRIMINAL APPLICATION (APPW) NO.85 OF 2017

IN

CRIMINAL WRIT PETITION NO.69 OF 2017

Tushar Sahebrao Dalal

..VS..

Deputy Inspector General (Prisons) (East) Nagpur and another

.....
Office Notes, Office Memoranda of Coram,
appearances, Court orders or directions
and Registrar's orders
.....

Court's or Judge's Order

Shri Mir Nagman Ali, Counsel for the applicant/petitioner.
Shri A.S. Fulzele, Addl.P.P. for the NA Nos.1 & 2/State.

**CORAM : B.P. DHARMADHIKARI &
V.M. DESHPANDE, JJ.**

DATED : APRIL 27, 2017.

Heard learned counsel Shri Mir Nagman Ali
for the applicant/petitioner and learned Additional
Public Prosecutor Shri A.S. Fulzele for non-
applicants/State.

Though we find substance in objection
raised by learned Additional Public Prosecutor Shri
Fulzele that such an application should not have been
moved in disposed of matters, in present circumstances,
we are inclined to look into merits of the controversy.

Criminal Writ Petition No.69 of 2017 has
been allowed on 29.3.2017 by accepting surety
furnished by the applicant/petitioner and residing at

.....2/-

Kuhi (village Champa) after noticing that the applicant/petitioner is undertaking to stay at Kuhi only i.e. the place where this surety can control his movements. There is no direction to substitute that surety or obtain any other surety.

Hence, communication dated 10/18.4.2017, at Annexure-II of application, is quashed. The applicant/petitioner shall be released, as directed in the order of this Court, by accepting necessary bonds and undertaking furnished by surety staying at Kuhi (Champa).

The criminal application is disposed of as such.

JUDGE

JUDGE

!! BRW !!

...../-