

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

ANTICIPATORY BAIL APPLICATION NO.1817 OF 2017

Sandeep Bhanudas Hatekar & Anr. .. Applicants

Vs.

State of Maharashtra & Anr. .. Respondents

WITH

ANTICIPATORY BAIL APPLICATION NO.1827 OF 2017

Pintu Kumar & Anr. .. Applicants

Vs.

State of Maharashtra & Anr. .. Respondents

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Mr.Bhushan B. Lad, Advocate for Applicants in ABA 1817/2017.

Mr.J.M. Puranik i/b. Mr.G.R. Sawant, Advocate for the Applicants in ABA 1827 of 2017.

Mrs.G.P. Mulekar, APP for the Respondent – State.

Mr.D.S. Mhaispurkar i/b. Mr.J.S. Yadav, Advocate for Respondent No.2.

PSI Suman Chavan, present.

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CORAM : PRAKASH D. NAIK, J.

DATED : AUGUST 30, 2018.

P.C. :

These are applications for anticipatory bail in connection with CR No.178 of 2017. The applicants were the bonafide purchaser of the flat premises. Learned APP, on

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Aher

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instructions, from the investigating officer who is present in Court submitted that the investigation is going on and at least till today they have not collected any incriminating evidence. During the course of investigation, if any incriminating evidence is collected against the applicants, and, if the investigating officer finds that the applicants' custody is necessary or their presence is necessary for interrogation at the police station, the investigating officer shall give 72 hours notice in advance to the applicants. In view of this, the applications are disposed of by passing the following order:

:: ORDER ::

- (i) In the event, the notice as stated above, is given to the applicants by the investigating officer, then the applicants will be at liberty to prefer fresh application before the Sessions Court;
- (ii) In the event, such an application is preferred, the Sessions Court shall deal with the said without being influenced by this order.

(PRAKASH D. NAIK, J.)