

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

CRIMINAL APPLICATION (APPLN) NO.47 OF 2017

(IBC Impex Pvt. Ltd. Vs. State of Maharashtra thr. PSO PS Sadar, Nagpur and
another)

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

Court's or Judge's orders.

Shri S.A. Malani, Advocate for Applicant.
Shri N.B. Jawade, APP for Non-Applc No.1/State.
Shri D.S. Jagyasi, Advocate for Non-Applc No.2.

CORAM: ROHIT B. DEO, J.

DATE: 26th JULY, 2018.

This is an application under section 439(2) of the Code of Criminal Procedure for cancellation of regular bail granted by the learned District Judge-15 and Additional Sessions Judge, Nagpur to non-applc 1 in Crime 2/2014 for offence punishable under sections 403, 406, 415, 420, 467, 468 and 471 read with section 120-B of the Indian Penal Code. I have perused the order of the learned Sessions, and having done so I find that the order is unexceptionable. The report appears to be fall out a civil dispute, i.e. alleged non-payment of the costs of 12 vehicles purchased by Shree Maa Logistic of which non-applc 2 is allegedly a partner.

2] The exercise of discretion is neither arbitrary nor capricious. No case is made out for cancellation of bail, which in any event would be done by this Court only in

exceptional circumstances since it is not even the case of the applicant that the liberty is misused.

3] The application is rejected.

JUDGE

NSN