

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

WRIT PETITION NO.372 OF 2019

Irfan Dastagir Shaikh

...Petitioner

vs.

The State of Maharashtra

...Respondent

Mr.Shantanu R. Phange for the Petitioner.

Mr.Arfan Sait, APP for the Respondent State.

Mr. P.M. Nagawade, Jailor, Nashik Central Jail.

**CORAM : B. P. DHARMADHIKARI &
SANDEEP K. SHINDE, JJ.
DATE : 11/06/2019.**

P.C.:

. Heard learned counsel (appointed) for the petitioner. He states that on earlier two occasions he has been permitted to avail furlough leave by depositing cash as security and hence insistence on an independent surety by respondent at this juncture is unwarranted.

2. Learned APP is relying upon reply affidavit.

3. Reply affidavit shows that on earlier occasions also he was required to furnish surety as also cash security. Averment contained in paragraph No.7 and 11 of said affidavit are not in dispute.

4. We therefore find the prayer erroneous. The Petition is rejected. Order be communicated to the prisoner in jail.

(SANDEEP K. SHINDE, J.)

(B. P. DHARMADHIKARI, J.)