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

ANTICIPATORY BAIL APPLICATION NO. 502 OF 2019

Bhupesh Babulal Jain & Anr

..Applicants

Vs

The State of Maharashtra

..Respondents

Mr. Abdul Millwala for the for applicant.

Mr. S.S. Hulke, APP for State.

Mr. A.K. Chauhan for the Intervener.

CORAM : A.S.GADKARI, J.

DATE : 5th April 2019.

P.C.:

1] By an Order dated 26th February 2019, the applicant was granted interim relief.

2] Heard the learned counsel for the applicant, the learned counsel for the Intervener and the learned APP for the State. Perused the record.

3] It is matter of record and as observed in Order dated 13th March 2019 in A.B.A. No.2678 of 2018 that, the first informant without disclosing the fact that, he instituted a private complaint in the Court of Metropolitan Magistrate, Girgaon, Mumbai and by an Order dated 20.10.2018 the concerned Court had directed to conduct an enquiry under Section 202 of

Cr. P.C., has filed the present first information report. Thus the first informant without disclosing the material fact to the police, has lodged the present crime against the applicants.

4] The co-accused Mr.Prakash Parekh and Mrs.Asha Parekh are granted pre-arrest bail by this Court by its Order dated 13th March 2019. The observations made in the Order dated 13th March 2019 are squarely applicable to the applicants herein.

5] In view thereof, interim relief granted by Order dated 26th February 2019 is hereby confirmed.

6] Application is allowed in the aforesaid terms.

(A.S.GADKARI, J.)