

Anand

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

BAIL APPLICATION NO. 1624 OF 2019

Pawan Roshanlal Kothari

.Applicant

Vs.

The State of Maharashtra

.Respondent

Mr. J. S. Kini i/b. Ms Sapna S. Krishnappa, Advocate, for the Applicant
Mr. S. V. Gavand, APP, for the Respondent – State

CORAM : REVATI MOHITE DERE, J.

DATE : 27.06.2019

P.C.

. Heard learned counsel for the parties.

2. By this Application, the Applicant seeks his enlargement on bail in connection with C. R. No. 192 of 2019 registered with the Malad Police Station, Mumbai, for the alleged offences punishable under Sections 408, 465, 467, 468, 471 & 411 of the Indian Penal Code.

3. Perused the papers. The principal allegations are against accused No. 1 – Malcolm of having committed cheating and forgery. As far as the Applicant is concerned, the only allegation as against him is that he purchased stolen property i. e. jewellery worth Rs. 1,50,000/-.

The said amount of Rs. 1,50,000/- has been deposited by the Applicant's son which was allegedly received from the sale of the said ornaments.

4. Learned APP does not dispute the same.

5. Considering the aforesaid, further detention of the Applicant is not warranted. Accordingly, the Application is allowed and the Applicant is enlarged on bail on the following terms & conditions :-

ORDER

(i) The Applicant – Pawan Kothari be enlarged on **cash bail in the sum of Rs. 15,000/-, for a period of six weeks;**

(ii) The Applicant shall within the said period of six weeks, furnish P. R. Bond in the sum of Rs. 50,000/- with one or sureties in the like amount;

(iii) The Applicant shall report to the investigating officer of the concerned police station **on every Monday** between **10.00 a. m. and 1.00 p. m.** till filing of charge-sheet;

(iv) The Applicant shall inform his latest place of residence and mobile contact number immediately after being released and/or change of residence or mobile details, if any, from time to time to the Court seized of the matter and to the Investigating Officer of the

concerned Police Station;

(v) The Applicant to cooperate with the conduct of the trial.

6. The Application is allowed in the aforesaid terms and is accordingly disposed of.

7. It is made clear that the observations made herein are *prima facie*, and the trial Court shall decide the case on its own merits, in accordance with law, uninfluenced by the observations made in this order.

All concerned to act on the authenticated copy of this order.

(REVATI MOHITE DERE, J.)