

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO. 3071 OF 2018**

Deepak Vasant Rao Shinde	...Petitioner
Versus	
The State of Maharashtra & Anr.	...Respondents

Mr. J. S. Shukla I/b Mr. Pankaj P. Deokar for the Petitioner

Mr. S. R. Shinde, A.P.P for the Respondent No.1-State

Mr. J. P. Mishra a/w Mr. Nitesh Pandey for the Respondent No. 2

**CORAM : B. P. DHARMADHIKARI &
REVATI MOHITE DERE, JJ.
WEDNESDAY, 16th JANUARY 2019**

P.C. :

1 Parties with their counsel jointly request for quashing offence under Section 420 of Indian Penal Code. The respondent No. 2-complainant has accordingly tendered consent affidavit.

2 Facts show that petitioner assured a job to respondent No. 2 for consideration of Rs. 6,25,000/-. As respondent No. 2 did not get that job, police complaint came to be filed.

3 It is, therefore, obvious that respondent No.2-complainant also wanted to circumvent formal procedure of open selection and purchase a job because of money with him. Total money paid by respondent No. 2 is Rs. 6,25,000/-.

4 In this situation, subject to petitioner paying sum of Rs. 25,000/- to Police Welfare Fund and also deduction of amount of Rs. 25,000/- from amount refundable to respondent No. 2 and its payment to Police Welfare Fund, we permit relief in terms of prayer clause (a).

5 Petitioner to deposit with Police Welfare Fund amount of Rs. 25,000/- within two weeks from today. Respondent No. 2 is permitted to withdraw amount of Rs. 2,75,000/- out of Rs. 3 lac deposited by the petitioner with the Registry of this Court in terms of prayer clause (c). However, Registry shall make over balance Rs. 25,000/- to Police Welfare Fund.

6 Accordingly, rule is made absolute in terms of prayer
clause (a).

REVATI MOHITE DERE, J.

B. P. DHARMADHIKARI, J.