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

CRIMINAL BAIL APPLICATION NO. 2790 OF 2018

Harshit J. Bawa

.....Applicant

V/s.

The State of Maharashtra

.....Respondent

Mr. Kuldeep S. Patil advocate for the applicant

Ms. Sharmila S. Kaushik APP for the State

Mr. Nitin Gaware, PI, Cyber Crime Police Station

CORAM : NITIN W. SAMBRE, J.

DATE : JANUARY 22, 2019.

P.C.

Applicant is seeking regular bail in Crime No. I-138/2017 registered with Pen Police Station, Dist. Raigad for offence punishable under section 420 of the Indian Penal Code and under Section 66(D) of Information Technology Act, applicant is seeking regular bail on the following grounds:

(A) *The main accused is still absconding;*

(B) *The applicant, a student aged about 22 years, in absence of any criminal antecedents is detained for more than one year.*

2 The learned APP opposed the bail based on material available on record.

3 Having considered the submissions, what is noticed is, applicant has received amount of Rs. 17,88,200/- in his account from one Kavish Sharma and re-transferred the amount of Rs. 23,93,200/- to the account of accused no. 3 Pavan Khatri. The fact remains that applicant owes an explanation as regards the aforesaid high denomination transaction particularly when he claimed to be working with main accused Pavan Khatri.

4 Apart from above, the trial in the matter has already commenced. That being so, no case for bail is made out, stands rejected.

[NITIN W. SAMBRE, J.]