

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR.

Criminal Application (BA) No.524 of 2019
(Sau. Aparna Arvind Pande .vs. State of Maharashtra through PSO PS
Ramdaspath, Dist. Akola)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders or directions Court's or Judge's orders.
and Registrar's orders

Mr. U.P. Dable, Advocate for Applicant
Mr. N.R. Rode, APP for Non-applicant/State.

CORAM : Manish Pitale, J.
DATED : July 16, 2019.

The applicant herein has approached this Court for grant of bail as she stood arrested on 29.05.2019 in connection with FIR dated 17.05.2019 registered against her in Police Station Ramdaspath, district Akola for alleged offences under Sections 409 and 201 of the Indian Penal Code.

2. The complainant herein is a Senior Clerk in the District and Sessions Court, Akola and the applicant herein was also working in the same capacity in the said Court. The allegation against the applicant is that when she was given additional charge as the complainant was on leave, certain amounts deposited in the Court totalling Rs.400/- were misappropriated by the applicant and receipts of Rs.100/- each supposed to have been issued for such amounts were missing from the receipt book.

3. According to the written report submitted by

the complainant leading to registration of FIR against the applicant, upon the concerned officer of the Court confronting the applicant, she admitted to have kept the said amounts with her, as also the said missing receipts. It is further alleged that the applicant produced the said receipts from her purse on the next day and she also deposited the said amounts that were allegedly misappropriated.

4. The nature of the written complaint and sequence of events alleged therein demonstrate that even according to the complainant the concerned receipts and the said amounts alleged to have been misappropriated were produced and deposited by the applicant. It is also pointed out by the learned counsel for the applicant that the applicant has been transferred and is presently serving at the Court in Murtizapur.

5. The reply filed by the learned APP is taken on record. In these circumstances, although the learned APP has opposed grant of bail, the aforesaid facts demonstrate that further custody of the applicant is not required, considering the fact that she has been behind bars since 29.05.2019.

6. In view of the above, the present application is granted and the applicant is directed to be released on bail on the following conditions:-

a) The applicant shall furnish P.R. bond of Rs.25,000/- (Rs. Twenty Five Thousand) and a surety in the like amount.

- b) The applicant shall attend proceedings before the trial Court on each and every date.
- c) The applicant shall not tamper with the evidence or influence the witnesses.

7. Hamdast granted.

JUDGE

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