

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 41 OF 2019

Suresh Kumar Balkrishna ModiApplicant

v/s.

The State of Maharashtra and
Ors.

....Respondents

Ms. Pooja Joshi i/by. Mr. A.M. Saraogi, Advocate
for the applicants.

Ms. Rutuja Aambekar, APP for the State.

PSI, Mr. Sharad Nimale, MIDC, Police Station
present.

CORAM : SANDEEP K. SHINDE, J.

13TH January, 2020.

P.C. :

1. Heard.
2. It is an application for cancellation of order dated 12th July, 2018 whereby respondents no.2 and 3 have been granted pre-arrest bail by the learned Additional Sessions Judge, Dindoshi, Borivali Division, Mumbai.

3. I have perused the order. It appears, the accused-respondents no.1 and 2 had issued cheques for the value of goods allegedly supplied by the informant to the respondent. It also appears, the informant has filed proceedings under Section 138 of the Negotiable Instruments Act against the respondent-accused. On the aforesaid premise, learned Court found it was a commercial transaction and therefore anticipatory bail was granted to the respondents.

4. I do not see any infirmity or illegality in the order.

5. The learned Counsel for the applicant submits that, complainant has filed independent proceedings seeking transfer of investigation. No other grounds are urged in support of the application.

6. In view of the facts of the case as stated, the Application is rejected.

(SANDEEP K. SHINDE, J.)