

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO. 3004 OF 2019**

Pradip M. Jhaveri and ors. ... Petitioners
V/s.
The Senior Inspector of Police and ors. ... Respondents

Mr. Swapnil Wagh for the Petitioners.
Mr. K.V. Saste, APP for the Respondent – State.
Mr. Rakesh Dubey for Respondent No.3.

**CORAM : B.P. DHARMADHIKARI &
N.R. BORKAR, JJ.
DATE : JANUARY 21, 2020.**

P.C.

1] Petitioner No.3 is present with his advocate.
Complainant – respondent No.3 is present with his advocate.
They are jointly requesting for accepting consent terms and
for quashing of offences.

2] Learned APP is not in a position to assist as Investigating
Officer is not present.

3] However, we find that this Court has allowed
Anticipatory Bail Application on 6th June 2019 and at that time
learned APP had assistance of Investigating Officer. It appears
that the consent terms were then produced before learned
Single Judge of this Court taking up Anticipatory Bail

Application.

4] Today, respondent No.3 has given separate affidavit giving no objection.

5] Affidavit-cum-declaration sworn by respondent No.3 is also tendered on record. He accepts receipt of total amount of Rs.91,42,090/- as recorded in paragraphs 7 and 8 of this affidavit-cum-declaration.

6] Learned APP, however, states that the police time and public money has been lost in the matter.

7] We, therefore, direct the parties to pay to Police Welfare Fund of State of Maharashtra amount of Rs.50,000/- within four weeks from today.

8] Subject to such payments, we make Rule absolute in terms of prayer clause (a).

(N.R. BORKAR, J.)

(B.P. DHARMADHIKARI, J.)