

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

Bail Application No. 2897 / 2019

Kiran Kumar .. Applicant

Vs.

Intelligence Officer, Directorate of
Revenue Intelligence And Anr. .. Respondents

Alongwith

Bail Application No. 2898 / 2019

V. Shankar .. Applicant

Vs.

Intelligence Officer, Directorate of
Revenue Intelligence And Anr. .. Respondents

Mr. Taraq Sayed i/by Advait Tamhankar, Advocate for the
Applicant in both Bail Applications.
Mr. Y.Y. Dabake, APP for State.

CORAM : SANDEEP K. SHINDE J.

DATE : 10th December 2020.

P.C. :-

In view of the judgment of the Hon'ble Apex Court in the case
of **Tofan Singh Vs. State of Tamil Nadu** (2020 SCC Online SC
882); of which paragraph no. 158 (ii) reads as under;

“158.(ii) That a statement recorded under section 67 of the NDPS Act cannot be used as a confessional statement in the trial of an offence under the NDPS Act.”

2. Learned Counsel for the applicants seeks leave to withdraw the applications with liberty to move the Sessions Court for bail. Leave granted. Applications are disposed of as withdrawn with liberty as prayed.

(SANDEEP K. SHINDE, J.)