

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

**CRIMINAL APPLICATION NO.513 OF 2018
IN
CRIMINAL WRIT PETITION NO.2171 OF 2004
WITH
CRIMINAL WRIT PETITION NO.2171 OF 2004**

**M/S.ALTOGETHER EXPORTERS AND)
IMPORTERS AND ANOTHER)...APPLICANT**

V/s.

THE STATE OF MAHARASHTRA)...RESPONDENT

WITH

CRIMINAL WRIT PETITION NO.2559 OF 2004

BHALCHANDRA SAKHARAM KOLI & ANR.)...PETITIONER

V/s.

THE STATE OF MAHARASHTRA)...RESPONDENT

Mr.A.H.H.Ponda i/b. Mr.Ashish Raghuvanshi, Advocate for the Applicants.

Mr.H.S.Venegaonkar, Advocate for the Respondent/CBI.

Mr.Niranjan Mundargi, Advocate for the Petitioner in Writ Petition No.2559 of 2004.

Mr.S.V.Gavand, APP for the Respondent – State.

CORAM : A. M. BADAR, J.

DATE : 13th JANUARY 2020

P.C. :

1 This is an application by the petitioner/accused to continue interim relief granted on 20th July 2005 in the instant petition, in the wake of judgment of the Hon'ble Apex Court in the matter of Asian Resurfacing of Road Agency vs. Central Bureau of Investigation¹.

2 Heard both sides. On 11th July 2005 the following order came to be passed by admitting the writ petition by this court (Coram : Abhay S. Oka, J.) :

“1 Heard the learned counsel appearing for the parties. Arguable questions are raised considering the various decisions of the Apex Court.

2 Rule. Hearing expedited.

3 There will be interim relief in terms of prayer clause (e) so far as the Petitioners are concerned.”

¹ 2018 SCC Online SC 310

3 It is, thus, seen that after hearing both the parties, on
finding that arguable questions are raised in the petition, in the
light of various decisions of the Hon'ble Apex Court, this court was
pleased to admit the writ petition for final hearing. That is how,
stay came to be granted in the matter.

4 In this view of the matter, the interim relief granted
vide order dated 11th July 2005 is continued for a further period of
six months.

5 List the petitions for final hearing.

6 The application is accordingly disposed off.

(A. M. BADAR, J.)