

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

CRIMINAL APPLICATION (ABA) NO. 260/2020

Rahul Bhaskarrao Wankhede

-VERSUS-

State of Maharashtra

Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders

Mrs. S. V. Taksande, Advocate for applicant.

Shri A. Palshikar, Additional Public Prosecutor for
respondent/State.

CORAM : VINAY JOSHI, J.

DATE : AUGUST 14, 2020.

Hearing was conducted through Video Conferencing and the learned counsel agreed that the audio and visual quality was proper.

2. Applicant is apprehending to be arrested in connection with Crime No. 595/2020 registered at Police Station Frezarpura, Tal. and Dist. Amravati relating to offence punishable under Section 409 of the Indian Penal Code. The applicant was employee in S.R.P.F and was in-charge of Water Supply Unit. It was came to the

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knowledge that certain quantity of brass tap cocks and stop cocks worth Rs. 1,51,079 are missing rather was from the custody of applicant. The departmental inquiry was held in which applicant was held responsible for missing of articles and was directed to pay Rs. 10,000/-.

3. It is stand of applicant that while he took charge as in-charge of Water Supply Unit, he did not receive those articles. Moreover, it is submitted that inquiry conducted by the department only blamed about negligence and furthermore, held that applicant is responsible with some other employees.

4. The amount of misappropriation is to the tune of Rs. 1,51,079/-. Applicant who is public servant has already faced departmental inquiry. There are less chances of applicant of fleeing from justice. Having regard to the nature of accusation, pre-arrest protection can be granted

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on certain terms. Hence, following order:-

5. The interim order date 24.07.2020 is hereby made absolute with further direction to attend concerned Police Station on every Monday between 10.00 a.m. to 12.00 noon till filing of charge-sheet.

6. Application stands disposed of.

7. The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, as also shall not tamper with the evidence.

7. This order be communicated to the counsel appearing for the parties, either on the email address or on WhatsApp or by such other mode, as is permissible in law.

JUDGE

Gohane.

**Jitendra
Gohane**

Digitally signed
by Jitendra
Gohane
Date:
2020.08.14
17:44:38 +0530