

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

ANTICIPATORY BAIL APPLICATION NO. 250 OF 2021

1. Hemant @ Sunil Parshuram Patil
2. Manoj Parshuram Patil ... Applicants

Versus

The State of Maharashtra ... Respondent

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Mr. Sharad Tanaji Bhosale, Advocate for the Applicants.

Mr. S. R. Agarkar, APP for the Respondent – State.

Mr. N. M. Chougule, (API), Badlapur Police Station, Present.

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CORAM : PRAKASH D. NAIK, J.

DATE : 16th SEPTEMBER, 2021

PER COURT:

1. This is an application for anticipatory bail in C.R. No. I-172 of 2020 registered with Badlapur Police Station for offences under Sections 420, 465, 467, 468, 471, 474 & 120-B of Indian Penal Code (for short “IPC”).

2. The First Information Report (for short ‘FIR’) was registered on 26th December, 2020.

3. The gist of allegations reflected in the FIR is that the applicant No.1 was working as a driver. The subject vehicle was registered in the name of brother of complainant, who had expired on 9th June, 2020. The applicant No.1 had made forged and fabricated documents and transferred the vehicle in the name of applicant No.2 Manoj Patil after the death of complainant.

4. The contention of the applicants is that the allegations are false. The car was purchased for consideration amount of Rs.70,000/-. The relationship between the applicants and deceased were cordial. They are distantly related to each other. On instructions from the applicant No.1, present in the Court submitted that to show bonafides, the applicants are willing to De-register the car by cancelling the registration which was executed in the name of applicant No.2.

5. Learned APP submitted that the investigation is in progress. Statement of the applicants be recorded as an undertaking to this Court.

6. In the light of the aforesaid factual aspects, the applicants need not be subjected to custodial interrogation. The statement of learned counsel for the applicants made on instructions from the applicant No.1 is accepted as an undertaking to this Court. The undertaking may be complied as expeditiously as possible.

7. Hence, I pass the following order:

ORDER

(i) Anticipatory Bail Application No.250 of 2021 is allowed;

(ii) In the event of arrest of the applicants in connection with in C.R. No. I-172 of 2020 registered with Badlapur Police Station, the applicants be released on bail on furnishing P. R. Bond in the sum of Rs.25,000/- each with one or more sureties in the like amount;

(iii) The applicants shall comply statement/undertaking.

(iv) Anticipatory Bail Application stands disposed of accordingly.

(PRAKASH D. NAIK, J.)