

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

CRIMINAL APPLICATION NO. 97 OF 2017

Mr. Rajkumar Narang	 Applicant
v/s.	
The State of Maharashtra and ors.	 Respondents

Ms. Racheeta R. Dhuru for the Applicant.
Mr. S.V. Gavand, APP for the State.
Mr. Anande, PSI, Chunabhatti Police Station, present.

CORAM: SMT. ANUJA PRABHUDESSAI, J.

DATED : 06th SEPTEMBER, 2021.

P. C. :-

. By this Application filed under Section 439(2) of the Code of Criminal Procedure, the first informant seeks cancellation of bail granted to Respondent Nos.2 to 4 by the learned Sessions Judge, Mumbai vide order dated 05/01/2017 in Anticipatory Bail Application No.2137/2016.

2. Heard Ms. Racheeta Dhuru, learned counsel for the Applicant and Mr. S.V. Gavand, learned APP for the State. I have perused the records and considered the submissions advanced by the learned counsels for the respective parties.

3. Pursuant to the first information report lodged by the Applicant, C.R.No.241/2016 was registered at Chunabhatti Police Station against Respondent Nos.2 to 4 for offences punishable under Sections 379, 435 r/w. 34 of the Indian Penal Code. Apprehending their arrest in the said crime, the Applicants had filed the Application No.2137/2016 under Section 438 of Cr.PC. which has been allowed by the learned Additional Sessions Judge, Sessions Court, Greater Mumbai by order dated 05/01/2017. It is stated that subsequent to the said order, the prosecution has filed C-summary and the first informant has lodged his objections.

4. Considering the above fact so also having gone through the reasons given in the order dated 05/01/2017 passed in Anticipatory Bail Application No.2137/2016 as well as the grounds raised in the Criminal Application, in my considered view, the Application has no merits and is accordingly dismissed.

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(SMT. ANUJA PRABHUDESSAI, J.)