

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

ANTICIPATORY BAIL APPLICATION NO.945 OF 2020

Mithubhai K. Mav and Ors.

.. Applicants

Versus

State of Maharashtra and Ors.

.. Respondents

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Mr.Ashok Mundargi, Senior Advocate i/b. Mr.G.S. Bhat, Advocate
for the Applicants.

Ms.Anamika Malhotra, APP for the Respondent – State.

Mr.Prashant Pandey a/w. Mr.Ashray P., Advocate for Respondent
No.2.

PSI Shingate, Mulund Police Station, present.

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CORAM : PRAKASH D. NAIK, J.

DATED : FEBRUARY 10, 2021.

P.C. :

This is an application for anticipatory bail. The M.E.C.R. No.6 of 2018, was registered on the basis of a private complaint for offences under Sections 406, 420 and 120 (B) read with 34 of Indian Penal Code. The complainant had alleged that the accused had induced him to invest in their partnership firm huge amount with promise of good profit sharing. The amount was misappropriated by accused.

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2 Both the sides have submitted that the dispute is settled. MOU has been executed between the parties. The complainant is not pursuing the proceedings. In the circumstances, it is submitted that this application be granted.

3 Since the complainant and the accused have settled the dispute, the question of subjecting applicants to custodial interrogation does not arise.

4 Hence, I pass the following order:

:: ORDER ::

- (i) In the event of arrest of the applicants in connection with M.E.C.R.No.6 of 2018, registered with Mulund Police Station, Mumbai, the applicants be released on bail on their executing P.R. Bond in the sum of Rs.25,000/-, each, with one or more sureties in the like amount;
- (iii) Anticipatory Bail Application No.945 of 2020, stands disposed of.

(PRAKASH D. NAIK, J.)