

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

ANTICIPATORY BAIL APPLICATION NO.2506 OF 2021

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Pawan Amar Mutreja

..Applicant

Versus

The State of Maharashtra and Anr.

..Respondents

Ms. Shreya Tiwari a/w Mahesh Vaswani, Priyanka Pal, Chitra Salunke and Utsav Salunke i/by Dharini Nagda, for the Applicant.

Mr. Ajay Patil, APP for the Respondent – State.

Mr. Vivek B. Rane, for the Intervenor.

CORAM : NITIN W. SAMBRE, J.

DATE : 13th DECEMBER, 2021

PC.

1. Applicant is seeking pre-arrest bail in Crime No.214 of 2021 registered with Mira Road Police Station for the offence punishable under Sections 420, 504, 506 of IPC.

2. The allegation against the applicant is after having received consideration failed to honour the commitment of promise of executing title deed in relation to the immovable property.

3. On last occasion i.e. on 16th November, 2021, counsel for the applicant on instructions has undertaken to deposit amount of Rs.16,50,000/- within a period of two weeks and as such this Court granted ad-interim protection. Thereafter when the matter was listed on 30th November, 2021, counsel for the applicant further

assured that an amount of Rs.5,00,000/- will be deposited out of aforesaid amount by next date i.e. on 1st December, 2021 and balance amount of Rs.11,50,000/- by 13th December, 2021.

4. Today, when the matter is called out, counsel for the applicant submits that an amount of Rs.2,00,000/- will be deposited today and balance amount within two weeks.

5. The aforesaid conduct of the applicant is nothing but taking the order for granted. Applicant had made voluntary statement before this Court while getting ad-interim protection from this Court and has violated the interim protection without any condition.

6. Applicant's involvement in the offence can be inferred as amount of Rs.16,00,000/- has been received by the applicant from the account of the complainant in his bank account.

7. That being so, necessary ingredients are satisfied so as to infer *prima-facie* involvement of the applicant in the crime.

8. No case for bail is made out.

9. As such, application stands rejected.

[NITIN W. SAMBRE, J.]