

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

CRIMINAL APPLICATION NO. 474 OF 2017

Mahesh Chandrakant Zagade

...Applicant

Versus

Vaibhav Chandrakant Shiva & Ors.

...Respondents

Mr. Rajesh A. More for the Applicant

None for the Respondent Nos. 1 to 6

Mr. P. H. Gaikwad-Patil, A.P.P for the Respondent No.7–State

CORAM : REVATI MOHITE DERE, J.

THURSDAY, 1st APRIL 2021

P.C. :

1 By this application, the applicant seeks cancellation of bail granted to the respondent Nos. 1 to 6 vide order dated 11th July 2017 by the learned Additional Sessions Judge, Raigad, Alibag.

2 Mr. More vehemently submits that the bail of the respondent Nos. 1 to 6 ought to be cancelled. He submits that gold has not been

recovered in the said case and that the offence was serious in nature and as such the respondent Nos. 1 to 6 ought not to have been released on bail.

3 Perused the papers as well as the impugned order. The learned Judge has considered the merits of the case and thereafter enlarged the respondent Nos. 1 to 6 on regular bail vide order dated 11th July 2017.

4 Having perused the impugned order, no perversity can be found in the said order granting bail to the respondent Nos. 1 to 6. Infact, after the said respondents were released on bail vide order dated 11th July 2017, the police filed charge-sheet in the said case on 22nd November 2017.

5 Considering the aforesaid, there is no merit in the application. Application is accordingly dismissed.

REVATI MOHITE DERE, J.