

Corrected as per speaking to minutes of order dated 26th November, 2021.

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

ANTICIPATORY BAIL APPLICATION NO.2722 OF 2021

Laxmi Deepak Kedia and Anr.

..Applicants

Versus

The State of Maharashtra

..Respondent

Mr. Aabad Ponda, Senior Advocate a/w Mr. Yashpal Thakur, Mr. Manoj Agre and Ms. Jugal Kanani i/by Dhaval Sangoi, Advocates for the Applicants.

Ms. Sharmila S. Kaushik, APP for the Respondent – State.

Mr. Digvijay Ashok Patil, Malad Police Station, Mumbai – present.

CORAM : NITIN W. SAMBRE, J.

DATE : 23rd NOVEMBER, 2021

PC.

1. Applicants are seeking pre-arrest bail in Crime No.819 of 2021 registered with Malad Police Station, Mumbai for the offence punishable under Sections 353, 352, 323, 504, 504 r/w 34 of IPC.

2. As far as the applicant No.1 is concerned, she appears to be mother of applicant No.2.

3. Learned APP on instructions submits that they are not pressing custody of applicant No.1. However, the applicant No.1 be directed to attend the police station so as to co-operate in investigation.

4. As this Court is not inclined to grant prayer of applicant

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No.2, learned senior counsel, Mr. Aabad Ponda on instructions made a motion for withdrawal of the application.

5. Application of applicant No.2 – Shivani Deepak Kedia stands rejected as withdrawn.

6. As far as the applicant No.1 – Laxmi Deepak Kedia is concerned, in view of suggestions made by learned APP, she is directed to attend the investigating officer from 25th November, 2021 to 29th November, 2021 between 10.00 a.m. to 12.00 noon and thereafter as and when directed.

7. Statement made by Mr. Aabad Ponda that applicant No.2 shall be surrendered on 29th November, 2021 is accepted as an undertaking to this Court.

8. In view of above, learned Magistrate shall deal with the prayer of bail without being influenced by the withdrawal of the bail application.

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[NITIN W. SAMBRE, J.]