

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

BAIL APPLICATION NO. 3603 OF 2019

Surendra Gadling ... Applicant

Versus

The State of Maharashtra & Anr. ... Respondents

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Mr. Ayush Pasbola h/f Mr. Rahul Arote, Advocate for the Applicant.

Mr. R. M. Pethe, APP for the Respondent No.1 – State.

Mr. Chintan Shah h/f Mr. Sandesh Patil, Advocate for Respondent No.2 – N.I.A.

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CORAM : PRAKASH D. NAIK, J.

DATE : 3rd AUGUST, 2021.

PER COURT:

1. Learned counsel for the applicant states that the case is now being investigated by National Investigation Agency under the N.I.A. Act. The application has been amended and NIA has been impleaded as respondent No.2.

2. It is submitted that, since the N.I.A. has taken over the investigation, the matter will have to be placed before the Division bench. Learned counsel for the applicant brought to my notice the order passed in similar matter by the co-ordinate bench, wherein reliance is placed on decision of the Supreme Court's Judgment in

the case of *Andhra Pradesh, through Inspector General National Investigation Agency V/s. Mohd. Hussain @ Salim*, as reported in (2014) 1 SCC 258 and matter was directed to be placed before the appropriate divisions bench. In view of the circumstances, this application be listed before appropriate Division Bench.

(PRAKASH D. NAIK, J.)