

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, AT NAGPUR.**

Criminal Application (APPP) No. 474 of 2021

in

Criminal Application (APL) No. 410 of 2019 (D)

(State of Maharashtra through Deputy Superintendent of Police, Anti Corruption Bureau, Nagpur
..vs.. Gurudas Sahdeo Mandavkar and ors.)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. R. R. Vyas, Advocate for the applicants
Mr. M. K. Pathan, APP for the State/applicant in APL 410/2019

CORAM : ROHIT B. DEO, J.

DATED : 17-03-2021

Hearing was conducted through Video Conferencing and the learned Counsel agreed that the audio and visual quality was proper.

2. This application is preferred by the non-applicants in Criminal Application (APL) 410/2019 and the prayer is that the order dated 5-3-2021 be kept in abeyance for four weeks to enable the applicants/accused to approach the Hon'ble Apex Court.

3. Perusal of the order dated 5-3-2021 reveals that the order of discharge which is passed by the learned Sessions Judge on the sole ground that approval under

Section 17-A of the Prevention of Corruption Act was not obtained, is set aside, and the learned Sessions Judge is directed to decide the discharge application afresh since the other contentions raised were not decided.

4. In this view of the matter, there is no propriety in keeping the order dated 5-3-2021 in abeyance.

5. The application is dismissed.

JUDGE

wasnik