

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

Criminal Application (ABA) No. 170 of 2021

(Shyam Kamlakar Andankar ..vs.. State of Maharashtra through P.S.O., P.S. Ramnagar, Tahsil &
Dist. Chandrapur)

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 applicant
Mrs. K. R. Deshpande, APP for the State/non-applicant

CORAM : ROHIT B. DEO, J.

DATED : 31-03-2021

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

2. The applicant is apprehending arrest in Crime 1238/2020 registered with Police Station, Ramnagar, Tahsil and District Chandrapur for offence punishable under Section 420 of the Indian Penal Code.

3. The gist of the report on the basis of which the crime is registered is that the applicant induced the informant to part with ₹ 3,20,000/- on the basis of an agreement to purchase certain land and it has transpired that the persons who are the owners of the land are already dead.

4. Mr. Vyas, the learned counsel for the applicant submits that the dispute is civil in nature and the amount of ₹ 3,20,000/- allegedly paid by the informant is already returned, without prejudice to the contentions of the applicant-accused.

5. Learned Additional Public Prosecutor Mrs. K. R. Deshpande fairly states that her instructions are that the amount is indeed repaid to the informant.

6. In any event, considering the nature of accusations, the custodial interrogation is not required. Interim pre-arrest protection granted vide order dated 17-3-2021 is made absolute with the only modification that till the filing of the charge-sheet, the applicant shall attend the concerned police station as and when required by the Investigating Officer.

7. The application is disposed of.

JUDGE

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