

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

CRIMINAL APPLICATION (ABA) NO. 185 OF 2020

(Samir s/o Suresh Rao Mahalle ..vs.. State of Maharashtra, through PSO, PS Mangrul (Dastgir))

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

Court's or Judge's orders

Mr. P.R. Agrawal, Counsel for the applicant,
Mr. Kalyani Deshpande, Addl.P.P. for the non-applicant/State.

CORAM : ROHIT B. DEO, J.

DATED : 04-01-2021

Heard.

2. The applicant is apprehending arrest in Crime 6/2020 registered with Mangrul (Dastgir) Police Station for offences punishable under Section 379 read with Section 34 of the Indian Penal Code and Sections 9 and 15 of the Environment (Protection) Act, Section 3 of the Public Property Damages Act, 1984 and Sections 4(1)(a) and Section 21 of the Mines and Minerals (Development and Regulation) Act, 1957.

3. The allegation is that sand 300 brass in quantity was illegally excavated.

4. Perusal of the material in the case diary would reveal that apart from the report/representation submitted by the Police Patil and Kotwal, to the effect that the applicant and two others are involved in sand theft, in so far as the theft is concerned, there is no direct

evidence to link the applicant with the illegal excavation.

5. The interim protection granted vide order dated 17-3-2020 is made absolute.

adgokar

JUDGE