

INTERIM APPLICATION NO.302 OF 2022
IN
ANTICIPATORY BAIL APPLICATION NO.43 OF 2018

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Ms Rutuja Ambekar, APP for Respondent-State.

P.C.:-

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any encumbrances to the witnesses or will repay the amount accepted from them or in the alternative would deposit Rs.3.26 crores in the registry of this Court within a period of two weeks from the date of the order. Said statement was accepted and the Applicant was granted interim bail. Pursuant to the said statement, Applicant- Niraj deposited before this Court Rs.3.26 crores.

2. The records reveal that interim bail of the Applicant was confirmed by order dated 03/07/2018. This Court had granted liberty to the Intervenors to have amicable settlement with the Applicant-Niraj. It is not in dispute that apart from the Intervenor, who has approached this Court there are other victims. There is no settlement between the Intervenor and other victims. The Applicant-Intervenor cannot unilaterally claim an amount of Rs.1,52,87,432/- without the consent of the other victims. This Court cannot determine the entitlement of the Applicant-Intervenor in the absence of the other parties. As observed by this Court earlier, the intervenors can arrive at an amicable settlement inter se and file a joint application for withdrawal of the money.

3. In view of above, the application is dismissed.

(SMT. ANUJA PRABHUDESSAI, J.)