

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.788 OF 2019
IN
ANTICIPATORY BAIL APPLICATION NO.2525 OF 2018

Dilip Panigrahi .. Applicant

Versus

The State of Maharashtra & Anr. .. Respondents

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Mr.Chittaranjan Das for the Applicant.

Mr.S.H.Yadav, A.P.P. for the State/Respondent.

Ms.Tanvi Mahadik with Mr.Rahul Arote for the Respondent No.2.

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CORAM: BHARATI DANGRE, J.

DATED : 29th JULY, 2022

P.C:-

1. By the present application, the applicant seeks withdrawal of the amount deposited in this Court by respondent No.2, in furtherance of the order dated 28/03/2019.

2. Learned counsel for the applicant states that the amount was undertaken to be deposited by respondent No.2 to prove

his bonafides and without prejudice to his rights and contentions.

The applicant seeks withdrawal of the said amount as the total amount involved and paid by the complainant to the applicant for purchase of a flat was Rs.14,50,000/-.

3. Learned counsel for respondent No.2, on instructions of respondent No.2-Sachin G. Pawar, who is present in the Court, states that respondent No.2 has no-objection to permit withdrawal of the said amount.

The parties have placed on record the consent terms wherein respondent No.2 has given unconditional consent for withdrawal of the amount and they have also arrived at a settlement in respect of criminal complaint bearing R.C.C.No.449 of 2021. The consent terms are taken on record and marked 'X' for identification.

4. In the wake of the above, Registry shall permit applicant-Dilip Panigrahi to withdraw the amount of Rs.14,50,000/- on establishing his identity.

5. The application stands disposed off.

(SMT. BHARATI DANGRE, J.)