

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CRIMINAL APPELLATE JURISDICTION**

**BAIL APPLICATION NO.2842 OF 2022**

Ujwala Ravindra Vatharkar

....Applicant

vs.

The State of Maharashtra

...Respondent

....

Mr. Satyavrat Joshi, i/b. Mr. Samay Pawar, for the Applicant.

Mrs. Vera Shinde, APP, for State.

Son of the Applicant present in Court.

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**CORAM : BHARATI DANGRE, J.**

**DATE : 20 OCTOBER 2022**

**P.C. :**

The Applicant, a lady aged 48 years, seeking release on bail in C.R. No.22 of 2022, registered with Colaba Police on 5 March 2022, which invoke Sections 420, 465, 468, 469 and 471 read with Section 34 of IPC. She came to be arrested on 22 May 2022.

2. The prosecution case, which surfaces from the charge-sheets placed on record, is to the effect, that the present Applicant, along with the co-accused, one Arun Vasant Deshmukh, induced the Informant and another victim to secure a job and accepted a sum of Rs.4,50,000/-,

Rs.2,00,000/- from the Informant and Rs.2,00,000/- from Ajay Mankar. The prosecution also accused them of forging the appointment letter.

The investigation is complete. The charge-sheets have been filed.

3. Today, the learned Counsel Mr. Joshi, appearing for the Applicant, submit that the main accused Arun V. Deshmukh, has been released on bail by the Sessions Court, despite multiple CRs to his credit. He would submit that the Applicant, a lady, also deserves her release and he has come up with an offer.

Out of the amount alleged to be received by her, a sum of Rs. 1,00,000/- is already recovered from her son-in-law and she is ready and willing to deposit a sum of Rs.2,00,000/- before the Chief Metropolitan Magistrate, before securing her release and an affidavit to that effect, sworn by son of the Applicant on 14 October 2022, is placed on record.

The said affidavit is accepted and since a specific undertaking is given to deposit the amount of Rs.2,00,000/- before the Chief Metropolitan Magistrate, as a pre-condition of release of the Applicant on bail, I deem it appropriate to secure her liberty.

4. Though learned APP submits that there are antecedents to her credit of similar nature under Section 324 of IPC and other allied offences, I do not think it is appropriate to reject her bail. It is made clear that the Applicant should not indulge in any other offence while

being on bail and if she does so, prosecution is at liberty to seek cancellation of her bail on that count.

5. The aforesaid deposit is without prejudice to the defence available to the Applicant during the course of the charge.

: **ORDER** :

- (a) Application is allowed.
- (b) Applicant – Ujwala Ravindra Vatharkar shall be released on bail in connection with C.R.No.22 of 2022 registered with Colaba Police Station on furnishing P.R. Bond to the extent of Rs.25,000/- with one or two sureties in the like amount and provisional cash bail within period of six weeks.
- (c) The Applicant shall mark her attendance before the concerned police station as and when called for.
- (d) The Applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing the facts to Court or any Police Officer. The Applicant shall not tamper with evidence.

- (e) On being released on bail, the Applicant shall furnish her contact number and residential address to the Investigating Officer and shall keep him updated, in case there is any change.

**(SMT. BHARATI DANGRE, J.)**