

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL APPLICATION (APPP) NO. 1715/2022
IN
CRIMINAL APPLICATION (APL) NO. 834/2022

NEHAL S/O SURESH VADALIA AND OTHERS
...VS...
STATE OF MAHARASHTRA

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Mr. Anil Mardikar, Senior Advocate with Ms. Prem Lata Bansal,
Senior Advocate a/w. Mr. V. R. Deshpande, Advocate for the
applicants
Mrs. K.S. Joshi, Addl. PP for non-applicant no. 1
Mr. Anand Parchure with Mr. Kalyan Chiwarkar, Advocates to
assist the prosecution

CORAM : SUNIL B. SHUKRE AND
M. W. CHANDWANI, JJ.

DATED : 14/12/2022

Heard.

2. This application is opposed by the learned Senior Advocates for the applicants contending that the Income Tax Department has got nothing to do in this matter, in as much as, it is not the complainant here. It is further submitted that it is also not the case of the Income Tax Department that the cash amount allegedly found from the possession of the applicants is connected with any evasion of the Income Tax and that too dishonestly.

3. Even though, there is an opposition made to this application, we are of the view that an opportunity needs

to be granted to the Income Tax Department for the reason that as of now, we are not aware as to what other dimensions might be seen to be involved in the whole case. Therefore, the application is allowed. Mr. Anand Parchure, learned Advocate is permitted to assist the prosecution.

4. Stand over to 06.01.2023.

JUDGE

JUDGE

**SANDIP
MAHADEV
GATE**

Personal Assistant to the
Hon'ble Judge
Digitally signed by
SANDIP MAHADEV GATE
Date: 2022.12.15
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