

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

APPLICATION FOR CANCELLATION OF BAIL NO.164 OF 2020

**BHASKAR S/O PATLOBA CHATE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

...
Mr. S. S. Thombre, Advocate for Applicant
Mrs. R. P. Gour, APP for Respondent No.1 – State
Mr. A. D. Ostwal, Advocate for Respondent Nos. 2 to 5
...

CORAM : NITIN B. SURYAWANSHI, J.

DATE : 06th FEBRUARY, 2023

PER COURT :

1. This application is filed under Section 439(2) of Cr.P.C. seeking cancellation of anticipatory bail granted in favour of respondent Nos. 2 to 5, by the learned Additional Sessions Judge, Ambajogai, on 24/11/2020, in Crime No.305/2020, registered with Parali City Police Station, District Beed, under Sections 3 and 7 of the Maharashtra Educational Institutions (Prohibition of Capitation Fee) Act, 1987 and Section 409 r/w 34 of the Indian Penal Code.
2. Heard learned advocate for applicant, learned advocate for respondent Nos. 2 to 5 and learned Additional Public Prosecutor for State.
3. During the course of hearing, it is brought to the notice of this Court that charge-sheet in the present matter is filed on

26/02/2021. The case is numbered as R.C.C. No.90/2021 and the matter is pending before trial Court for appearance of the accused persons.

4. Taking into consideration these developments, it is not desirable to cancel the anticipatory bail granted to respondent Nos. 2 to 5 in the year 2020. In the result, application is rejected.

(NITIN B. SURYAWANSHI, J.)