

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 463 OF 2023
IN
CRIMINAL APPLICATION IN APPEAL NO. 487 OF 2009
WITH
CRIMINAL APPEAL NO. 1020 OF 2008**

Yogesh Ishwar Pai ...Applicant
Versus
State Of Maharashtra ...Respondent

Adv. Omneel A. Jadhav i/b. Adv. Niranjan Mundargi for the applicant.

Mr. A. R. Kapadnis, APP for the respondent-state

Mr. A. N. Palande, PSI, Dr. D. B. Marg Police Station present.

**CORAM : NITIN W. SAMBRE &
R. N. LADDHA, JJ**

DATED : 10th FEBRUARY, 2023

P.C.:

1. Heard.
2. In compliance with the order dated 26/08/2009 delivered in Criminal Application No. 487 of 2009, the applicant was released on bail having complied with the bail conditions.
3. By this application, the applicant/accused has prayed for substitution of surety viz. Tejesh Mohan Pawar by permitting him to furnish a fresh surety.
4. As far as substitution of surety is concerned, in our opinion

the said issue comes within the ambit of the Court before whom the surety was furnished. For that purpose, the bail conditions do not require any further explanation or clarification.

5. Keeping the aforesaid option open to the applicant, we do not see any reason to deal with the issue at this stage of the matter.

6. The application is accordingly disposed with liberty as observed hereinabove.

(R. N. LADDHA, J)

(NITIN W. SAMBRE, J.)