

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

ANTICIPATORY BAIL APPLICATION NO. 612 OF 2023

Amit Bansal

..Applicant

v/s.

The State of Maharashtra .

..Respondents

Mr. Ameya Lambhate i/b. A.T.Mhaske for the Applicant.

Mr. S.V.Gavand, APP for the State.

**CORAM : ANUJA PRABHUDESSAI ,J.
DATED : 13th MARCH, 2023.**

P.C.

1. This is an application under Section 438 Cr.P.C. filed by the aforesaid applicant apprehending his arrest in C.R.No. 8 of 2023 registered at V.P. Marg Police Station for offences under Section 304(2), 420, 465, 468, 471, 473 r/w. 34 of the Indian Penal Code and Section 17(b) of the Drugs & Cosmetics Act, 1940 and Rules and Regulations of 1945.

2. Learned APP has brought to my notice that the Applicant was already arrested. He was granted transit bail/interim bail with direction to appear before the Addl. Chief Metropolitan Magistrate, Girgaum Court on 13.02.2023. Instead of appearing before the Addl. Chief Metropolitan Magistrate, the Applicant filed Anticipatory Bail Application before the Sessions Court, which came to be rejected. Aggrieved by which, the Applicant has filed the present Anticipatory

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Bail Application. When this Court observed that the Applicant having been arrested, the application for pre-arrest bail would not be maintainable, and expressed its disinclination to allow the application, the Applicant sought leave to withdraw the Application.

3. Leave granted. Application is dismissed as withdrawn.

(ANUJA PRABHUDESSAI, J.)