

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

ANTICIPATORY BAIL APPLICATION NO.349 OF 2021

Vinod Vallabhdas Bathia ...Applicant

Versus

The State of Maharashtra ...Respondent

**WITH
ANTICIPATORY BAIL APPLICATION NO.350 OF 2021**

Dr. Mrs. Harsha Vinod Bathia ...Applicant

Versus

The State of Maharashtra ...Respondent

...

Mr. Anand Mishra i/b. Mr. A.M. Saraogi for the Applicants.

Mr. S.H. Yadav, APP for the Respondent-State.

Mr. C.D. Dalvi, PSI, Malad Police Station, present.

CORAM: SMT. ANUJA PRABHUDESSAI, J.

DATED: 27th JUNE, 2023.

P. C. :-

1. The Applicants seek pre-arrest bail in Crime No.21 of 2020 registered with Malad Police Station, Mumbai, for the offences punishable under Section 420 r/w 34 of the IPC.

2. The aforesaid crime was registered pursuant to the FIR lodged by the First Informant- Manoj Seth. The facts narrated in the FIR prima facie reveal that the Applicants had agreed to sell a flat to

the First Informant for sale consideration of Rs.50,00,000/-. It is stated that Rs.45,00,000/- were already received by the Applicants, despite which the Applicants failed to deliver possession of the said flat.

3. Learned counsel for the Applicants state that the parties have entered into settlement and that quashing proceedings are already filed before the Division Bench of this Court and that the same are pending. Learned APP confirms the said statement.

4. Considering the fact that the parties have settled the dispute amicably, interim relief granted vide order dated 30/07/2020 stands confirmed.

5. The Applications stand disposed of.

(SMT. ANUJA PRABHUDESSAI, J.)