

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

ANTICIPATORY BAIL APPLICATION NO. 1631 OF 2023

Smt. Salma Suleman Shaikh

..Applicant

v/s.

The State of Maharashtra .

..Respondents

Mr. Ayaz Khan for the Applicant.
Mr. S.V.Gavand, APP for the State.

**CORAM : ANUJA PRABHUDESSAI ,J.
DATED : 9th JUNE, 2023.**

P.C.

1. The applicant apprehends arrest in Crime No.137 of 2023 of Byculla Police Station (Crime No. 23 of 2023 of DCP, CID, Unit- III) for offences under Section 8(c) and 21 (b) of the NDPS Act.
2. Heard learned Counsel for the Applicant, and learned APP for the State. I have perused the records and considered the submissions advanced by the learned Counsel for the respective parties .
3. On 30.03.2023, pursuant to the information received, DCP CID Unit III conducted raie and arrested the co-accused under suspicion that he was involved in selling contraband. It is alleged that 13 grams of Mephedrone was recovered from the co-accused. The co-accused disclosed that he had procured the contraband from one Salma, resident of Darukhana, Sewree, having mobile No.8452961418. Learned APP states that the mobile number disclosed by the co-accused does not stand

in the name of the present Applicant. The material on record does not prima facie indicate that the Applicant is a resident of Darukhana, behind Sewri. Apart from the said statement of the co-accused, there is no prima facie material to show the involvement of the Applicant in the aforesaid crime.

4. Under the circumstances, this is a fit case for grant of pre-arrest bail. Hence the order:

- (i) In the event of arrest of the Applicant in Crime No. Crime No.137 of 2023 of Byculla Police Station (Crime No. 23 of 2023 of DCP, CID, Unit- III), the Applicant be released on bail on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand Only) with one or two sureties in the like amount, to the satisfaction of the Investigation Officer.
- (ii) The Applicant shall report to the Investigating Officer for two days on 15th and 16th June, 2023, between 11.00 a.m. to 2.00 p.m. ;
- (iii) The Applicant shall keep the Investigating Officer informed of her current address and mobile/contact details, and/or change of residence or mobile/contact details from time to time.
- (iv) The Applicant shall not interfere with the Complainant and the other witnesses, or tamper with the evidence in any manner.

(ANUJA PRABHUDESSAI, J.)