

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRI.ANTICIPATORY BAIL APPLICATION NO.2128 OF 2023

Rekha Narayanan Somayaji .. Applicant

Versus

The State of Maharashtra & Anr. .. Respondents

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Mr.Hrishikesh Chitale i/b Mr.Hitesh B. Sangle for the Applicant.

Mr.Y.M.Nakhwa, A.P.P. for the State/Respondent.

Ms.Divya Parab for the Intervenor (Complainant).

PI Lande attached to EOW, Unit -8, present.

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CORAM: BHARATI DANGRE, J.

DATED : 20th SEPTEMBER, 2023

P.C:-

1. The second bail application, being filed, is premised on two grounds; the first being the investigation of the subject C.R. is now complete and the charge-sheet is filed and the second being other co-accused are released on regular bail.

I do not think that these two grounds warrant entertaining of the bail application for the second time, the first being permitted to be withdrawn on 20/09/2022, when I categorically noted that the application do not deserve any consideration in the wake of the material in the form of statement of an employee working in the company of the Applicant and one of the investors.

It is trite position of law that the second application for bail, deserve consideration only in the wake of change in circumstances and the grounds, which are projected by the learned counsel, cannot be construed to be so.

Worth it to mention that the Applicant had sought for being released on bail in the event of her arrest, as she was apprehending her arrest, but she has not bothered to report to the Investigating Officer, once his application was rejected and, therefore, it is the discretion of the Investigating Officer, whether to still seek her custody for further investigation or not.

2. The application is dismissed.

(SMT. BHARATI DANGRE, J.)