

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

BAIL APPLICATION NO.2636 OF 2022

Aditya Dattatraya Dhande ... Applicant

Versus

State of Maharashtra ... Respondent

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Mr.Satyavrat Joshi a/w Mr.Samay Pawar for the Applicant.

Ms. Veera Shinde, APP for the State.

Mr. Prashant Vithal Bomadandi, HC 5708, Crime Branch, Pune.

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CORAM : N.R. BORKAR, J.

DATED : 28 MARCH 2023

P.C. :-

1. This is an Application under Section 439 of Criminal Procedure Code, 1973 for bail.
2. The applicant came to be arrested in Crime No.317 of 2021 registered with Hadapsar Police Station, Pune, for the offences punishable under Sections 8(c), 20(b)(ii)(c), 29 of the of the Narcotic Drugs and Psychotropic Substances Act, 1985 (NDPS Act).
3. I have heard learned counsel for the applicant and learned APP for the respondent – State.
4. On 24th April, 2021, the Car bearing registration No.MH 21 / BF / 6546 was intercepted and 68.50 kgs of the Ganja was found in the said car.
5. The learned counsel for the applicant submits that the applicant has nothing to do with the alleged crime. It is submitted that he was hired as

co-driver on the said car. It is submitted that the applicant is in jail for more than two years and there are no other criminal antecedents.

6. On the other hand, the learned APP submits that the applicant is involved in serious crime. It is further submitted that the applicant was one of the occupants of the car in which Ganja was found.

7. The applicant is in jail for about two years and the trial has not yet commenced. There are no other criminal antecedents. Considering the overall facts and circumstances of the case, I am inclined to release the applicant on bail. In the result, following order is passed;

ORDER

- (i) Application is allowed.
- (ii) The applicant be released on bail in Crime No.317 of 2021 registered with Hadapsar Police Station, Pune, for the offences punishable under Sections 8(c), 20(b)(ii)(c), 29 of the of the Narcotic Drugs and Psychotropic Substances Act, 1985 (NDPS Act), on executing P.R. Bond in the sum of Rs.25,000/- with one or two sureties in the like amount.
- (iii) The applicant shall attend the concerned police station once in a month i.e. on first Saturday between 11.00 am to 2.00 pm till conclusion of trial.

(N.R. BORKAR, J.)