



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL APPLICATION (APPP) NO.1316 OF 2023
IN
CRIMINAL APPLICATION (BA) NO.475 OF 2023 (D)

Arunkumar s/o Govindkumar Bhiya and another
Vs.

State of Maharashtra, Through Police Station Officer, Police Station, Gondia (Rural),
District Gondia

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. A. R. Vyas, Advocate for applicant.
Mr. M. J. Khan, APP for non-applicant.
Mr. A. R. Agrawal, Advocate for complainant.

CORAM : URMILA JOSHI-PHALKE, J.
DATED : 15/09/2023

1. The application is for seeking modification/clarification of common order passed in Criminal Application Nos.475/2023 and 474/2023 by which the applicants who are Directors of Maheshwari Solvent Extraction Limited. They are prosecuted in Crime No.165/2023 registered under Sections 120-B, 403, 420, 405, 423, 425 and 421 read with Section 34 of the Indian penal Code and under Section 447 of the Companies Act.

2. After hearing both sides, this Court allowed the application and released the applicants on bail on condition that the applicants shall not indulge in the similar type of activities. By this application, the

applicants are seeking permission to convene the meeting.

3. The said application is opposed by the original complainant as well as learned APP, on the ground that in view of the condition, the applicant shall not indulge themselves in any illegalities and they can convene meeting by obeying the conditions by taking into consideration the interest of shareholders and the investors.

4. Perused the application and the order passed by this Court, considering the conditions imposed, the application deserves to be allowed by permitting the present applicants to convene the meeting by taking into consideration the interest of all the shareholders, the complainant and the investors.

5. The applicants shall not in any manner indulge in any illegal activities in contravention of the same, the bail granted to the applicants deserves to be cancelled.

6. The application is disposed of.

(URMILA JOSHI-PHALKE, J.)