

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

***CRIMINAL WRIT PETITION NO.954 OF 2024***

Vimal Vijay Rathod

.... Petitioner

***Versus***

The State of Maharashtra and Ors.

.... Respondents

.....

Mr.Kayval P. Shah, Advocate for the Petitioner.

Mr.J.P. Yagnik, APP for Respondent – State.

.....

***CORAM : BHARATI DANGARE &  
MANJUSHA DESHPANDE, JJ.***

***DATED : 14<sup>th</sup> JUNE 2024.***

**P.C. :**

1            One of the ground raised in the petition assailing the impugned detention order dated 21<sup>st</sup> September, 2023, passed by the Commissioner of Police, Pune City, Pune, is specifically raised in paragraph 10(f) of the Petition and the learned counsel would specifically urged that upon the detention order being passed on 21<sup>th</sup> February, 2023 alongwith the committal order on the very same day he was actually taken into custody and detained on 8<sup>th</sup> /9<sup>th</sup> January, 2024, and this has snapped the live-link in passing the detention order under the provisions of Maharashtra Prevention of Dangerous Activities of Slumlords, Bootleggers, Drug Offenders, Dangerous Persons, Video Pirates, Sand Smugglers and Persons Engaged in Black Marketing of Essential Commodities Act of 1981.

Admittedly, the detaining authority has not responded to this ground and brushed it under the carpet by saying that it is a procedural aspect.

Let the counsel for the petitioner further elaborate this ground as whether the live-link will have to be established till passing of the detention order or till he is taken into custody.

Re-notify to 19<sup>th</sup> June, 2024. To be listed High on Board.

*(MANJUSHA DESHPANDE, J.)*

*(BHARATI DANGARE, J.)*