

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL BAIL APPLICATION NO. 5309 OF 2024

Nishant Shashikant Modi

...Applicant

Versus

1. The Union of India & Anr

...Respondents

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Mr. Parvez Memon a/w. *Pratik Karande, Aditya Talpade,
Namasvi Bhanushali, Advocates for Applicant.*

Smt. Shilpa Talhar, APP, for Respondent No.2 State.

CORAM: SOMASEKHAR SUNDARESAN, J.

**DATE : DECEMBER 26, 2024
(VACATION COURT)**

P. C.

1. To enable the Learned APP to take instructions on whether any suitable and appropriate arrangements could be made to enable the Applicant-inmate to accord consent for and approval of medical procedures for his wife, who is said to be facing the risk of pre-term labour, stand over to ***December 27, 2024.***

2. Ordinarily, this Court does not prefer to fix a matter for the succeeding Vacation Bench, but in the peculiar facts of this case, considering the humanitarian issue raised by the Learned Counsel for the Applicant and in view of the Learned APP not having instructions

from the Investigating Officer, as an exceptional case, stand over to ***December 27, 2024*** for consideration by the Learned Single Judge who would hold Court as a Vacation Court, tomorrow.

3. All actions required to be taken pursuant to this order shall be taken upon receipt of a downloaded copy as available on this Court's website.

[SOMASEKHAR SUNDARESAN, J.]