

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 1112 OF 2024
IN
CRIMINAL APPEAL NO. 1114 OF 2023

Ramkrushna Hanumant Tonpe @ .. Applicant
Yogesh

Versus

The State of Maharashtra .. Respondent

...

Mr. Benimadhav H. Goswami for the applicant.
Mr.S.V. Gavand, APP for the State.

CORAM: BHARATI DANGRE, J.
DATED : 23rd AUGUST, 2024

P.C:-

1 The current Interim Application seek modification of the order dated 17/10/2023, since according to him, the amount of Rs.4,00,200/- which was confiscated at the time of trial, is directed to be returned, but since this amount was deposited in a Fixed Deposit, he claims that he shall also be refunded the interest accrued thereupon.

2 Mr.Gavand, the learned APP do not dispute the statement that a sum of Rs.4,00,200/-, apart from the bribe amount, was seized and this came to be invested with State Bank

of India in form of a Fixed Deposit and it is likely to be matured on 7/1/2025 rendering an amount of Rs.6,63,740/-. However if the Fixed Deposit is prematurely withdrawn, it would yield an amount of Rs.6,36,468/- .

3 Since the amount that was seized from the accused was invested in a Fixed Deposit and has now yielded an interest, the order dated 17/10/2023 is modified by directing that the amount of Rs.6,36,468/- i.e. original amount of Rs.4,00,200/- along with the interest accrued thereon, till 16/8/2024, shall be refunded to the appellant.

The order dated 17/10/2022 also needs a modification since it directed an amount of Rs.12,500/-also to be refunded to the appellant, but in fact, the bribe amount of Rs.12,500/- has already been refunded to the complainant and therefore, this amount need not be paid to the appellant.

With the aforesaid modification, Interim Application stand disposed off.

(SMT. BHARATI DANGRE, J.)