

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
INTERIM APPLICATION NO.1503 OF 2024
IN
BAIL APPLICATION NO.2453 OF 2023

Girish Agarwal ... Applicant
Vs.
State of Maharashtra ... Respondent

Ms. Surbhi Soni i/b. MGV & Associates for Applicant.
Mr. Balraj B. Kulkarni for Respondent-State.
Mr. Sandeep Shinde, API, Sahar Police Station.

CORAM : MANISH PITALE, J.
DATE : SEPTEMBER 30, 2024

P.C. :

. In this application, the applicant seeks modification of condition (d) imposed by this Court, while granting bail as per order dated 14.09.2023 passed in Bail Application No.2453 of 2023.

2. The said condition reads as follows:-

“(d) The applicant shall attend the Investigating Officer of Sahar Police Station once in two months i.e. on first Monday of every alternate month between 11:00 a.m. and 1:00 p.m. commencing from October 2023.”

3. It is submitted on behalf of the applicant that the charge-sheet was already filed on 11.09.2023, three days prior to the aforesaid order granting bail to the applicant. It is further submitted that charge is yet to be framed and the applicant has abided by the aforesaid conditions scrupulously. It is also submitted that since the applicant is resident of Delhi and the charge has already been filed, this Court may consider exempting the applicant from abiding by the said condition.

4. The learned APP submits that in the present case, offences registered against the applicant are serious and the total misappropriated amount comes to about Rs.6 crores. In that light, the applicant should at least be directed to deposit his passport during the pendency of the trial.

5. Considering the rival submissions, this Court is inclined to partly allow the present application. Accordingly, condition (d), quoted hereinabove, imposed in the order dated 14.09.2023 shall stand deleted.

Instead, it shall be replaced by the following condition:-

(d) The applicant shall surrender his passport, if any, before the trial Court and it shall remain with the trial Court during the pendency of the trial.

6. The passport be deposited within two weeks from today.

7. Interim application stands disposed of accordingly.

(MANISH PITALE, J.)

Minal Parab