



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

CRIMINAL APPLICATION (ABA) NO. 135 OF 2024

Nilesh Jiwan Thawari Vs State of Maharashtra

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Mr. A.A. Dhawas, counsel for the applicant.

Mr. C.A. Lokhande, APP for non-applicant/State.

CORAM : URMILA JOSHI-PHALKE, J.
DATED : 19/08/2024.

1. Apprehending the arrest at the hands of police in connection with Crime No.874/2023 registered with Police Station, Ramnagar Chandrapur, District Chandrapur for the offence punishable under Section 420 read with Section 34 of the Indian Penal Code, the applicant approached this Court for grant of anticipatory bail.

2. The apprehension of the present applicant is on the basis of a report lodged by one Arvind Premnath Dudhe alleging that he works as a Law Officer on the Panel of the Union Bank of India. He got acquaintance with Rangraj Gaikwad. Since he was studying in M.S.C. in the year 2022, Rangraj Gaikwad telephonically informed him that if he invested the amount in the company, namely, Raj Winery, Bangalore, he would get double the amount in 220 days. Therefore, he had invested the amount. He has neither received any returns and nor received the principal amount, therefore he lodged the report.

3. Learned counsel for the applicant submitted that the name of the present applicant is not mentioned in the FIR. As far as the allegations are concerned, wherein it is not alleged that the present applicant has either received any amount or induced the complainant. He submitted that applicant has attended the concerned police station and cooperated with the investigating agency. Now, the investigation is completed and charge-sheet is filed, in view of that, the ad-interim protection granted in favour of the present applicant deserves to be confirmed.

4. Learned APP though strongly opposed the said application, however admitted that, now charge-sheet is filed.

5. After hearing learned counsel for the applicant and learned APP for the State, as far as the present applicant is concerned, his name is not mentioned in the FIR. The role of the present applicant is also not specified in the FIR. Now investigation is already completed and charge-sheet has been filed. In view of that, ad-interim protection granted to the present applicant deserves to be confirmed. Accordingly, I proceed to pass the following order.

ORDER

- (i) The ad-interim protection granted to the present applicant by order dated 22/02/2024 is hereby confirmed with further modification that the applicant shall attend the concerned police station as and when required, if the

investigation agency requires his presence for further investigation.

- (ii) The applicant shall not induce, threat or promise any witnesses who are acquainted with the facts of the case.

The application stands disposed of.

[URMILA JOSHI-PHALKE, J.]