



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

CRIMINAL APPLICATION (APPP) NO. 1951 OF 2023
IN
CRIMINAL APPLICATION (ABA) NO.489 OF 2021

Manjusha Kusumkar Patil and another

Vs.

State of Maharashtra, Through Police Station Officer, Police Station, Sadar, Nagpur

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. Abhay Sambre, Advocate for applicant.
Mr. N. R. Rode, APP for respondent/State.

CORAM : URMILA JOSHI-PHALKE, J.

DATED : 23/01/2024

1. Heard.
2. The present application is filed by the applicant No.2 for withdrawal of the amount.
3. Learned Counsel Mr. Sambre for the applicant submitted that the applicant had filed Anticipatory Bail Application bearing No.489/2021 decided on 29.03.2022 and made a statement before the Court to show the *bona fide* that she will deposit Rs.5,00,000/-. Accordingly, by order dated 05.08.2021 she has deposited the amount of Rs.5,00,000/- on 09.08.2021 by depositing the cheque. Thereafter, the anticipatory bail application was allowed.

4. Learned Counsel Mr. Sambre for the applicant submitted that the dispute between the applicant and the concerned authority was that, she has not completed the work, and therefore, her security deposit was not returned back to her. Subsequently, she had completed the work, her security deposit is also returned back to her. He placed on record the communication showing that now, the authority is not having any grievance regarding the work of the present applicant and it shows that she has already completed the work. Her security deposit is already returned back. In view of that, the present application deserves to be allowed. Accordingly, I proceed to pass following order.

ORDER

- (i) The application is allowed.
- (ii) The amount of Rs.5,00,000/- (Rs. Five Lakhs) deposited by the applicant No.2 vide cheque bearing No.094714 dated 09.08.2021 be disbursed to her on due identification and verification along with the accrued interest.

The application is disposed of.

(URMILA JOSHI-PHALKE, J.)