

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 1278 OF 2024

IN

BAIL APPLICATION NO. 42 OF 2023

Aniket Sanjay Kulkarni

... Applicant

Versus

The State Of Maharashtra

... Respondent

.....
Mr. Sahil S. Ghule i/b. Mr. Avinash B. Avhad, Advocate for the Applicant.
Smt. Sangeeta D. Shinde, APP for the State.

CORAM : SHIVKUMAR DIGE, J.

DATED : 28th JANUARY, 2025.

P.C. :

1. Heard learned counsel for the applicant and learned APP for the State.
2. By this Application, learned counsel for the applicant is seeking modification of order passed by this Court (Coram : M.S.Karnik, J.) dated 11.09.2023.
3. Learned counsel for the applicant submits that this Court has allowed the bail application of the applicant and while passing the order the Court has imposed condition No.(c) "The applicant shall attend the Investigating Officer of Deccan police station once in a month every first Monday of the month between 11.00 a.m. and 1.00 p.m."; condition No. (f) "The applicant shall not leave Pune District without intimating the

Investigating Officer” and condition No. (g) “The applicant shall surrender his passport, if any, to the investigating officer”.

4. Learned counsel for the applicant further submits that applicant is business man and he is working as freelance in the area of Digital marketing and branding hence he requires to travel frequently outside Pune and also outside the State of Maharashtra. Due to imposed conditions his movements are restricted, hence requested to allow the application.

5. Learned APP strongly objected to allow the application on the ground that offence under Sections 3 and 4 of the Maharashtra Protection of Interest of Depositors (In Financial Establishments) Act, 1999 are registered against the applicant, if conditions are relaxed the applicant may abscond hence requested to reject the application.

6. Learned counsel for the applicant further submits that applicant is not pressing relaxation / modification of prayer clause (g) i.e. surrender of the passport, as the applicant has not surrendered his passport, he will surrender the passport to the Investigating Officer within one week.

7. Considering the submission of learned counsel for the applicant, applicant to surrender the passport to the Investigating Officer within one week.

8. I have heard both the learned counsel. The bail order is passed in the year 2023. Charge-sheet has been filed against the applicant but yet

charge has not been framed. The applicant has base in Pune, considering these facts, I pass following order:

ORDER

- (i) Condition Nos.9 (c) and 9 (f) of the order dated 11.09.2023 are relaxed.
- (ii) The applicant shall take permission of the Trial Court if he intends to travel abroad.

9. The application is allowed.

(SHIVKUMAR DIGE, J.)