

AGK

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.17 OF 2025

Dr. Hemal Siddharth Mehta ... Applicant
V/s.
The State of Maharashtra ... Respondent

Mr. Himanshu V. Kode for the applicant.

Ms. Pallavi N. Dabholkar, APP for the respondent-State.

CORAM : AMIT BORKAR, J.

DATED : JUNE 25, 2025

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P.C.:

1. The present criminal application is for cancellation of bail on the ground that the impugned order is perverse or based on extraneous consideration. For such exercise, the applicant needs to adopt remedy of revision or writ petition by way of judicial review.
2. For invoking power under Section 439 of the Criminal Procedure Code, 1973 where parameters are in relation to releasing the applicant on bail on the gravity of offence, the exercise in relation to the validity of the order cannot be carried out. Therefore, the remedy of the applicant is to approach this Court invoking either revision or writ petition.
3. The criminal application is dismissed with liberty to the applicant to file appropriate proceedings as is permissible in law.

(AMIT BORKAR, J.)