

**IN THE COURT OF SESSION FOR GREATER BOMBAY
AT BOMBAY
ANTICIPATORY BAIL APPLICATION NO.1 OF 2018
IN
L.A.C. NO.152 OF 2017**

1. Kishor Dattatray Salve
Age : 40 years, Occ.: Service,
Address : Room No.175 (Common address as below)
2. Vasant Govind Fale
Age : 60 years, Occ.: Retired,
Address : 7-39/50 (Common address as below)
3. Buddhadas Gaurya Jadhav
Age : 49 yeras, Occ.: Carpenter,
Address : Room No.183 (Common address as below)
4. Jyotiba Dadu Bamané
Age : 60 years, Occ.: Retire
Address : Room No.54 (Common address as below)
5. Vijay Pabrekar
Age : 63 years, Occ.: Retired,
Address : Room No.47 (Common address as below)
6. Vithhal Tukaram Londhe
Age : 65 years, Occ.: Retire,
Address : Room No.303 (Common address as below)
7. Dashrath Aatmaram Kokate
Age : 40 years, Occ.: Service,
Address : Room No.3,26,60 (Common address as below)
8. Gopinath Ramchandra Kanade
Age : 65 years, Occ.: Retire,
Address : Room No.G/27 (Common address as below)
9. Versha Kedari Ghatkar @
Versha Ragoji Ghatkar
Age : 37 years, Occ.: Housewife
Address : Room No.3/306 (Common address as below)

10. Janaki Ramchandra Sorap
Age : 70 years, Occ.: Retire,
Address : Room No.3/13/60 (Common address as below)
 11. Sardar Vanju Gawade
Age : 35 years Occ.: Service,
Address : Room No.109 (Common address as below)
 12. Terasadevi Rajdev Sahani
Age : 55 years, Occ.: Housewife
Address : Room No.4/10/22 (Common address as below)
 13. Shobha Devram Tambe
Age : 50 years, Occ.: Housewife
Address : Room No.173 (Common address as below)
 14. Pandurang Hariba Shinde
Age : 45 years, Occ.: Service,
Address : Room No.356 (Common address as below)
 15. Mangla Chandrakant Puradkar
Age : 45 years, Occ.: Housewife,
Address : Room No.5/13/21 (Common address as below)
 16. Vijaya Vishwas Kanade
Age : 45 years, Occ.: Housewife,
Address : Room No.3/40/60 (Common address as below)
 17. Sadashiv Ratnakar Deole
Age : 50 years, Occ.: Service,
Address : Room No.2/9/22 (Common address as below)
 18. Balkrishna Dorgude
Age : 35 years, Occ.: Business,
Address : Room No.93 (Common address as below)
- All having common address at Ganesh Nagar,
“D” Committee, J.R.Boricha Marg, Sat Rasta,
Mahalaxmi (East), Mumbai 400 011. ...Applicants/accused.

Versus

The State of Maharashtra
(At the instance of Agripada P.Stn.

Vide their L.A.C.No.152/2017)

.... Respondent

Learned Adv.Mr.S.R.Gaud for the applicants/accused.

Learned APP, Ms.Sanjana Sharma for the State.

CORAM : HIS HONOUR ADDL.SESIONS JUDGE

SHRI.S.G.SHETE (C.R.NO.34)

DATED : 16th JANUARY, 2018.

(DICTATED AND PRONOUNCED IN OPEN COURT)

ORAL ORDER

This is an application under Section 438 Cr.P.C. for grant of anticipatory bail.

2. Perused the application and say (Exh.2) filed by the Investigating Officer through APP as well as the documents filed on record.

3. Heard Ld.Advocate Mr.S.R.Gaud for the applicants/accused and the Ld.APP, Mrs.Sharma for the prosecution.

4. Upon perusal of the record and upon hearing the Ld.Advocates, it reveals from the record that on the basis of information of Lalit Jagannath Pathak, PSO, Agripada registered the FIR bearing L.A.C.No.152/2017 for commission of offence punishable under Sections 135 of Indian Electricity Act against the applicants/accused and others. In which it is alleged that on 26.05.2017, when they take the inspection of electricity connection of the applicants/accused, they obtained 72 electricity connection by tampering the electric wires and thereby they committed the cheating of electricity worth Rs.11,40,260/-.

5. It is the contention of the applicant/accused that they have deposited the assessment amount as well as the compounding charges.

To which, Investigating Officer resisted the application on the ground that till this date, they did not receive any information in respect of those payments. It does not mean that they are not entitled for anticipatory bail. On the contrary, applicant/accused filed the documents on record which clearly shows that amount has been deposited by the applicant/accused and thereby, they deserves for anticipatory bail.

Hence, the order.

ORDER

1. Anticipatory Bail Application No.1/2018 is allowed.
2. In the event of arrest, the applicants/accused be released on bail on executing P.R.Bond and surety bond of Rs.15,000/-(Rupees Fifteen Thousand Only) each with one or two solvent sureties in the like amount on a condition to remain present before the Investigating Officer as and when he would be called.
3. The applicants/accused shall co-operate with the investigating agency.
4. Applicants/accused shall not tamper the prosecution witnesses.
5. Accordingly, Anticipatory Bail Application is disposed of.

Date : 16.01.2018.

(S.G.SHETE)
Addl.Sessions Judge,
For Greater Bombay

Dictated on : 16.01.2018.
Typed on : 16.01.2018.
Signed on : 16.01.2018.

**CERTIFIED TO BE TRUE AND CORRECT COPY OF THE ORIGINAL
SIGNED JUDGMENT/ORDER”**

UPLOAD DATE AND TIME : 16.01.2018 AT 5.45 pm
NAME OF STENOGRAPHER : MRS. RUPALI RAJESH WAKODIKAR

NAME OF THE JUDGE	HHJ SHRI.S.G.SHETE (C.R.No.34)
Date of Pronouncement of Order	16.01.2018
Order signed by the P.O. On	16.01.2018
Order uploaded on	16.01.2018