

ORDER BELOW EXH.1 IN CRI. BAIL APPLICATION NO.3601/15

1] By this application, the applicant is seeking anticipatory bail under section 438 of the Criminal Procedure Code, 1973 for the offence punishable under sections 65 (a) (b) (c) (d) (e) (f), 12 (c), 81, 83, 90 and 108 of the Mumbai Prohibition Act 1949, vide crime No.284/2015 registered at State Excise Department, Mumbai.

2] Heard learned Counsel Shri Jangle for the applicant. Perused the application and documents filed along with it.

3] The learned counsel for the applicant submits that the applicant is falsely implicated in the aforesaid crime. He is permanent resident of Pune City and having deep roots in the society. Already other co-accused, including main accused Kishor Gosavi were arrested and released on bail by the remand court. No role, whatsoever, is attributed to the applicant in the remand reports accept mentioning his name against the column of suspected accused. In such circumstances, the applicant apprehends arrest and therefore, he be protected till the decision of main application.

4] From perusal of First Information Report and remand reports, it transpire that huge quantity of illicit liquor came to be seized on 20/9/2015 by the State Excise Department from Survey No. 155, Bhosari, Taluka- Haveli, District- Pune. In addition thereto, police effected arrest of some seven persons from the spot and name of six persons including the applicant has been shown absconding. Having regard to the nature of offence and need of custodial interrogation, the applicant does not deserve any leniency. Hence, I pass the following order:

ORDER

The application stands rejected.



Pune.
Date – 21/10/2015

[Rajesh S.Tiwari]
Additional Sessions Judge,Pune.