

**THE COURT OF DISTRICT JUDGE-1 & ADDITIONAL
SESSIONS JUDGE, PANVEL, DIST.RAIGAD**

**COMMON ORDER BELOW EXHIBIT-85 & 86
IN SESSIONS CASE NO.281/2019
CNR NO.MHRG170003272019
(Dated 28/05/2020)**

In the background of Lock-down situations in the Country, State and cities due to COVID-19 Corona Pandemic and recommendations given by the High Power Committee (HPC) dated 24/03/2020, 11/05/2020 and its corrigendum dated 18/05/2020, the applicants/accused Chetan Chahal and Devidas Ghode have preferred present applications from Prison, for grant of interim bail in C.R.No.226/2016 registered with Khandeshwar Police Station, u/s. 395 of the Indian Penal Code.

2. Called detailed report from the concerned Police Station based on the parameters to be observed while considering such applications like, involvement of accused in the crime, it's gravity, possibility of tampering witnesses, the grounds of merits considered earlier while rejecting the bail applications on merit by this court and/or by the Hon'ble High Court as well as his further availability for trial, criminal antecedents etc.

3. Perused the charge-sheet in the matter alongwith a report submitted by concerned police station. After going through the charge-sheet filed against accused, it appears that, the applicants/accused came to be arrested on 21/08/2018 on the basis of the complaint lodged by Gautam Bafna with allegations that, he was looted by the applicants and other co-accused persons for the amount of Rs.46,50,000/-.

4. Perusal of record and proceeding shows that, in the present matter the evidence of the witnesses is going on and the Hon'ble High Court has extended the time limit for further one year vide its order dated 13/02/2020. The earlier bail applications preferred by the present applicants have been rejected by Sessions Court as well as by Hon'ble High Court. The facts and circumstances in the matter are serious. The report of the concerned police station shows that the applicant Devidas Ghode is from police department and there is chances of tampering of prosecution witnesses. Considering the gravity and stage of hearing of matter and the grounds for resisting the bail application by the concerned police station, this court is of the view that applicant/accused cannot be enlarge on interim bail. Hence order.

ORDER

- 1) Applications Exh.85 & 86 are rejected.
- 2) Applications are accordingly disposed of.
- 3) Inform the order to the DLSA, Alibag for information.

***(Directly dictated and pronounced in
open court on the office computer.)***

Panvel.
Date:-28/05/2020

(R. G. Asmar)
Additional Sessions Judge,
Panvel-Raigad

.. 3 .. SC 281/2019 order Exh.85 & 86