

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

ANTICIPATORY BAIL APPLICATION NO. 3438 OF 2022

Sameer Abdul Rashid Arai and Ors. ...Applicants
vs.
The State of Maharashtra ...Respondent

**ALONGWITH
INTERIM APPLICATION NO. 4620 OF 2022
IN
ANTICIPATORY BAIL APPLICATION NO. 3438 OF 2022**

Babu Jayeshsingh Ganesh Singh Thakur ...Applicant
vs.
The State of Maharashtra and Anr. ...Respondents

**ALONGWITH
ANTICIPATORY BAIL APPLICATION NO. 604 OF 2023**

Moin s/o Ahamad Kadri ...Applicant
vs.
The State of Maharashtra ...Respondent

**ALONGWITH
ANTICIPATORY BAIL APPLICATION NO. 3390 OF 2022**

Rahul s/o Pralhad Mandale ...Applicant
vs.
The State of Maharashtra ...Respondent

**ALONGWITH
INTERIM APPLICATION NO. 4326 OF 2022
IN
ANTICIPATORY BAIL APPLICATION NO. 3390 OF 2022**

Babu Jayeshsingh Ganesh Singh Thakur ...Applicant
vs.
The State of Maharashtra ...Respondent

ALONGWITH

ANTICIPATORY BAIL APPLICATION NO. 3399 OF 2022

Sandeep Om Prakash Vaid

...Applicant

vs.

The State of Maharashtra

...Respondent

Ms. Zehra Charania - Advocate for the Applicant in ABA 3438 of 2022.

Mr. Akhilesh Dubey i/by Law Counsellors – Advocate for the Applicant in IA 4620 of 2022 and IA 4326 of 2022

Adv. Shubham Mhatre i/by Adv. Abhishek Kulkarni - Advocate for the Applicant in ABA 3390 of 2022 and ABA 604 of 2022

Mr. Samir V. Pradhan – Advocate for Applicant in ABA 3390 of 2022

Mr. A. R. Kapadnis – APP for the Respondent-State

CORAM : S. M. MODAK, J.

DATE : 27th MARCH, 2023

P. C. :-

1. It is true that the matter was supposed to be listed on 24/03/2023 but it was not listed for some reason or other. and accordingly, office has listed the matter today.

2. However in the meantime on 24/03/2023 praecipe was moved on behalf of the Applicants for taking the matter on board. There was request made for continuation of interim protection. It was told to learned Advocate for the Applicant Ms. Zehra Charania that you should inform learned Advocate for the first informant. Accordingly, matters were kept in the second half and at that time after hearing learned advocates who were present before this court, matter has kept after four weeks and it is scheduled on 21/04/2023.

One of the submission was contact with learned advocate for the first informant could not be established. This is denied by learned advocate for the first informant today and there is criticism on the conduct of learned advocates for the applicants.

3. Today there are two submissions made on behalf of the learned Advocate for the first informant. One is in fact there is no written order earlier to grant interim protection, however there was only oral direction. However this court has continued it on 08/03/2023. There is some dispute as to whether submission was made for continuation of interim protection and whether it was opposed. Learned APP submitted that instead of going in to these controversy, let matter be heard on merits. But undisputed fact is earlier there was no written direction of granting interim protection.

4. In view of that these matters be kept on **17th April, 2023.**
high on board.

5. It is made clear that this Court will not grant adjournment in any eventuality and it is made clear that if adjournment is sought on behalf of the Applicants, the Court will vacate the interim protection as mentioned in the order dated 08/03/2023.

[S. M. MODAK, J.]