



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL APPLICATION (APPLN.) NO. 138 OF 2024

State of Maharashtra, through PSO, PS Gittikhadan, Nagpur

.Vs.

Abdul Wahid @ Khoka S/o. Abdul Wajid Quareshi

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions Court's or Judge's orders.
and Registrar's Orders.

Mr S. M. Ukey, Addl PP for the applicant/State
None for the non-applicant

CORAM : RAJNISH R. VYAS, J.

DATED : OCTOBER 09, 2025.

The State has approached this Court praying for cancellation of bail granted to the accused/non-applicant in Crime No. 102 of 2020, registered with the police station Gittikhadan, District Nagpur for commission of offences punishable under Sections 20 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 and Sections 3(1)(i) (ii), 3(2), 3(4) of the Maharashtra Control of Organized Crime Act, 1999.

2. This Court (Coram : Urmila Joshi-Phalke, J.) on 20.12.2024 has issued notice. But, the notice was received back unserved, as the noticee/non-applicant was not residing on the given address. Again on 17.01.2025, since the notice to the non-applicant/accused was awaited in-charge of the concerned police station was directed to ensure service of notice to the non-applicant.

3. Today learned APP has brought to my notice communication dated 06.02.2025 as well as 16.01.2025. A communication dated 16.01.2025 is issued by Police Inspector (TMC) Crime Branch, Nagpur city, whereby it was informed that when the accused/non-applicant was contacted on his mobile phone it was informed that he, at the relevant, time was at Hyderabad. Whereas, Communication dated 06.02.2025 issued by the same officer reiterated the same reason.

4. *Prima facie*, I am of the opinion that police authorities are not taking appropriate steps for effecting service on the non-applicant/accused.

5. In that view of the matter, the Commissioner of Police, Nagpur is directed to file a detailed affidavit stating therein as to what appropriate steps were taken.

6. Stand over to **06.11.2025**.

[RAJNISH R. VYAS, J]

Namrata