

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).4052/2013

(From the judgement and order dated 08/02/2013 in BA No.16/2013, of The HIGH COURT OF BOMBAY)

SANJAY TUKARAM NANDE

Petitioner(s)

VERSUS

STATE OF MAHARASHTRA

Respondent(s)

(With appln(s) for bail, permission to place addl. documents on record)

Date: 30/08/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR

HON'BLE MR. JUSTICE VIKRAMAJIT SEN

For Petitioner(s)

Mr. V.Giri, Sr. Adv.  
Mr. Sudhanshu S.Choudhari, Adv.  
Mr. Vatsalya Vigya, Adv.

For Respondent(s)

Ms. Aparjita Singh, Adv.  
Ms. Asha Gopalan Nair, Adv.  
Mr. Sanjay Kharde, Adv.UPON hearing counsel the Court made the following  
O R D E R

The petitioner was directed to deposit a sum of Rs. 40,00,000/- in this Court towards compensation to be paid to the family members/Legal heirs/killed as also those who are injured in the unfortunate incident involving collapse of a building which the petitioner was allegedly constructing at Pune. The petitioner has in compliance with the said direction already deposited Rs. 40,00,000/- in this Court. Learned counsel for the respondent-State however points out that the amount may prove insufficient to meet the reasonable claim that may be made by those injured and the LRs. of those who have died. She urged that while the amount already deposited could be transferred to the trial court for disbursement among those affected in the incident, the grant of interim bail to the petitioner should remain subject to the deposit of further amount that may be necessary to meet the liability arising out of compensation payable to the affected parties.

Mr. V.Giri, learned senior counsel for the petitioner submits that the petitioner is willing to abide by any further direction of this Court regarding further deposit provided he is enlarged from custody to arrange such deposit.

In the circumstances, we direct release of the petitioner from custody subject to his furnishing bail bonds in a sum of Rs. 50,000/- with two sureties in the like amount to the satisfaction of the trial court. The petitioner shall deposit a further amount of Rs. 10,00,000/- for the present within a period of two months from the date he is released from custody. As regards the amount already deposited by the petitioner, the same shall be transferred to the trial court at Pune who shall disburse to the LRs of each one of the dead a sum of Rs. 3,50,000/- after proper verification and the balance amount among the injured depending upon the nature of the injuries

sustained by them. Those who have suffered grievous injuries may be paid an amount of Rs. 1,00,000/- per head towards compensation and those who have suffered lesser injuries may

be paid Rs. 50,000/- per head. A report regarding the disbursement made by the trial court shall be submitted to this court within two months from today.

Post after two months.

The additional amount of Rs. 10,00,000/- shall also be deposited before the trial court.

| (Shashi Sareen)  
| Court Master

| | (Veena Khara)  
| | Court Master

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