

bail subject to the condition that he will stay outside the Panvel Taluka and prior to his release on bail he will furnish his fresh address to the Investigating Officer where he intends to stay.

On the allegation that the appellant has violated the said condition and by entering into Panvel Taluka, the High court after finding that there was breach of condition imposed at the time of grant of bail cancelled the bail and directed him to surrender and committed to prison.

It is brought to our notice that in order to fulfil certain obligation relating to property transaction only once he came out of the area and according to the senior counsel he has not influenced anyone or committed any other act contrary to the condition imposed. Taking note of the explanation offered and considering the condition imposed, we are satisfied that the order for cancelling bail is not warranted. Accordingly, the impugned order cancelling the bail is set aside and the earlier order dated 21.4.2010 is restored.

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In view of the same, the original bail order dated 21.04.2010 stand revived and we direct that the appellant to adhere and fulfil all the conditions imposed. The appeal is disposed of on the above terms.

.....J.
[P. SATHASIVAM]

NEW DELHI
9TH SEPTEMBER, 2011

.....J.
[DR.B.S. CHAUHAN]