

ITEM NO.8

OUT TODAY
COURT NO.9

SECTION II-A

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 (CrI.) No(s).9554/2019

(Arising out of impugned final judgment and order dated 26-09-2019 in BA No.956/2019 passed by the High Court Of Judicature At Bombay At Aurangabad)

RATNAKAR MANIKRAO GUTTE

Petitioner(s)

VERSUS

THE STATE OF MAHARASHTRA

Respondent(s)

(IA No. 159711/2019 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT, IA No. 159712/2019 - EXEMPTION FROM FILING O.T., IA No.193445/2019 - INTERVENTION/IMPLEADMENT, IA No.192967/2019 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 05-03-2020 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHUSHAN
HON'BLE MR. JUSTICE NAVIN SINHA

For Petitioner(s)

Mr. Kapil Sibal, Sr. Adv.
Mr. Sudhanshu S. Choudhari, AOR
Mr. Mahadev Nagargoje, Adv.
Mr. Yogesh Kolte, Adv.
Mr. Mahesh P. Shinde, Adv.
Mr. Govind Venugopal, Adv.

For Respondent(s)

Mr. Prlhad Bachate, Adv.
Mr. Amol Nirmalkumar Suryawanshi, AOR

Mr. Rahul Chitnis, Adv.
Mr. Kunal Cheema, Adv.
Mr. Sachin Patil, AOR

UPON hearing the counsel the Court made the following
O R D E R

Application (I.A. No.193445/2019) for impleadment is allowed.

Heard learned counsel for the parties.

We have gone through the order of the High Court rejecting the

bail application of the petitioner in Crime No.293/2017 under Sections 417, 420, 467, 468, 471, 120-B read with 34 of Indian Penal Code. We have also looked into the audit report, as referred to in the order of the High Court. The investigation has been completed and chargesheet has been filed. Charges have also been framed. State has also filed affidavit stating that further investigation is going on.

Further investigation may go on in which petitioner shall also cooperate. After having heard learned counsel for the parties and perusing the records, the petitioner has made out a case for grant of bail on the terms and conditions as may be fixed by the Trial Court. We order accordingly. The conditions, to be fixed by the Trial Court, shall also include the following conditions:

- (1) The petitioner shall not handle the documents of the sugar factory in any manner connected to the present case.
- (2) The petitioner shall also not interact with any of the witnesses who are cited in the chargesheet in any manner or influence them.

The special leave petition is disposed of accordingly.

Pending application(s), if any, stands disposed.

(ARJUN BISHT)
COURT MASTER (SH)

(RENU KAPOOR)
BRANCH OFFICER