

IN THE HIGH COURT OF JUDICATURE AT BOMBAY***CRIMINAL APPELLATE JURISDICTION*****ANTICIPATORY BAIL APPLICATION NO.363 OF 2011**

S.K. Automotives Ltd.	...	Applicant
V/s.		
Paresh Valia & Ors.	...	Respondents

Mr. S.A. Sawant for the Applicant.

Mr. Sanjog Parab a/w. Mr. Rahul Karnik and Mr. Kartik Tiwari
and Mr. Sanjay Udeshi i/b. Sanjay Udeshi & Co. for
Respondent Nos.1 to 4.

Mrs. S.D. Shinde, APP, for the Respondent No.5-State.

CORAM:- A.M. THIPSAY, J.

DATED :- 30TH JUNE, 2011.

P.C. :

1. Heard.
2. This is an application for cancellation of anticipatory bail granted to the Respondent Nos.1 to 4 herein by the Additional Sessions Judge, Thane. The Applicant - a Company - is the original complainant.
3. It is contended that there are valid reasons for cancelling the bail granted to the Respondent Nos.1 to 4. It is submitted that the anticipatory bail was secured by misleading the Sessions Court. It is also submitted that, even otherwise, the Respondent Nos.1 to 4 did not deserve to be granted anticipatory bail.

4. Since the bail has been granted by the Court of Sessions, the Applicant could have very well approached the Court of Sessions for such cancellation. When this is expressed, Mr. Sawant, the learned Advocate for the Applicant, states that, in that event, he would withdraw the present application and would file an application for cancellation of bail before the Court of Sessions, Thane.

5. The present Application is allowed to be withdrawn and stands dismissed as such, with liberty to approach the Court of Sessions, Thane, for cancellation of bail granted to the Respondent Nos.1 to 4.

[A.M. THIPSAY, J.]