

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

ANTICIPATORY BAIL APPLICATION NO. 1671 OF 2023

Rupesh Chandrakant Mohite

..Applicant

v/s.

The State of Maharashtra .

..Respondents

Mr. Mahesh Devlekar for the Applicant.

Mr. S.V. Gavand, APP for the State.

**CORAM : ANUJA PRABHUDESSAI ,J.
DATED : 30th JUNE, 2023.**

P.C.

1. The Applicant apprehends arrest in C.R.No.40 of 2023 registered with Sawarde Police Station, Chiplun for offences under Section 406, 409, 420, 120B, r/w. 34 of the Indian Penal Code., and Section 3 and 4 of the Maharashtra Protection of Interest of Depositors (In Financial Establishment) Act, 1999.

2. Heard learned Counsel for the Applicant, learned APP for the State. I have perused the records and considered the submissions advanced by the learned Counsel for the respective parties .

3. The aforesaid crime was registered pursuant to the FIR lodged by the Auditor-Shreya, who had conducted audit of Shivneri Baliraja Credit Co-operative Society, Sawarde, Taluka Chiplun for the period from

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02.08.2020 to 31.03.2021 and 01.04.2021 to 31.03.2022. It is alleged that during this period an amount of Rs.56,00,000/- of the said Co-operative Society has been mis-appropriated. The Applicant was one of the members of the Committee at the relevant time.

4. The material on record does not prima facie indicate that the Applicant is a beneficiary. Considering the role attributed to the Applicant, this Court, by order dated 15th June, 2023 had granted interim bail to the Applicant. Learned APP states that the Applicant has reported to the Investigating Officer, and has co-operated with the investigation. Hence, no case is made out for custodial interrogation.

5. Under the circumstances, interim bail granted by order dated 15th June, 2023 stands confirmed.

6. Application stands disposed of.

(ANUJA PRABHUDESSAI, J.)