

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD**

**920 ANTICIPATORY BAIL APPLICATION NO.627 OF 2022  
SHAHENAZ AFSAR SHAIKH  
VERSUS  
THE STATE OF MAHARASHTRA**

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Advocate for Applicant:

Mr. Shaikh Sohail Subhedar and Mr. Ingole Dhanraj S  
APP for Respondent/State: Mr. R. D. Sanap

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**CORAM: S. G. MEHARE, J.  
(Vacation Court)**

**DATE: 20<sup>th</sup> MAY, 2022**

**PER COURT:**

1. Heard the learned Counsel for the applicant and the learned APP for the Respondent / State.

2. The applicant was a Nurse. It has been alleged against her that without vaccination she has prepared the vaccination certificates in the name of various persons. She had acted against the prevention of the spread of Covid-19.

3. The learned APP would submit that she had played an active role in issuing false vaccination certificate to the various persons. The applicant had acted against the Government policy. It has also been alleged against her that 100 to 200 fake

vaccination certificates were issued by her. Hence, she is not entitled to interim protection.

4. As against this, learned Counsel for the applicant would submit that she has no role to play in the alleged incident of issuing the fake vaccination certificates. She was a nurse at the relevant time and her duty was only to vaccinate. She was also not present on the spot. She was serving as a Nurse at Shirud Health Centre. She has no technical expertise to prepare the false vaccination certificate. She is now 9 months pregnant and likely to deliver a baby. Her custodial interrogation is not required. The other co-accused have already been released on bail by this Court, as material investigation is over.

5. Serious issue of Covid-19 pandemic has been faced world over. The State at several level has taken care to prevent the spread of such life threatening disease. The Government was depend on the Medicine Department. Unless the vaccine is injected no certificates should have been

prepared. The serious allegation of issuing around 200 false vaccination certificates have been levelled against the applicant. The conduct of the applicant is apparently against the Government Policy of preventing the spread of Covid-19. The investigation officer must have to investigate how many false vaccination certificates have been issued. The applicant has acted against the interest of the public at large. The allegations levelled against her are apparently serious. Unless her custodial interrogation is made the investigation may not be completed to unearth the truth. Her nine months pregnancy cannot be a ground to grant her interim protection.

6. Having regard to the serious allegations levelled against her, this Court is not inclined to grant her interim relief. Hence, stand over to 10.06.2022.

[S. G. MEHARE, J.]

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