MHCC050036802026

IN THE COURT OF SESSIONS AT DINDOSHI
(BORIVALI DIVISION), GOREGAON, MUMBAI

ANTICIPATORY BAIL APPLICATION NO.1082 OF 2026

Smt. Lopamudra Rincon Narayanan,
Age about 30 years,
Residing at B/406, Laxmi Residency,
Phase – I, Haridaspur Canal Road,
Balianta, Bhubaneshwar, Odisha - 752101

… Applicants

V/s.

The State of Maharashtra
(Through Kasturba Marg Police Station, Mumbai
in C. R. No.181/2026) **…. Respondent**

Appearances :-
Ld. Advocate Rekha Mehta for the Applicant.
Ld. APP R.C Savle for the State.
Advocate Anil. S. Verma for informant/intervener.

CORAM : His Honour Additional Sessions Judge
Shri. Rajendra V. Lokhande
(Court Room No.2)
DATE : 13th August, 2026

ORDER

The applicant seeks anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, (in short “BNSS”) 2023 in C.R.No.181/2026 registered with Kasturba Marg Police Station for the offences punishable under Sections 318(4), 316(2), 3(5) of the

Bharatiya Nyaya Sanhita, 2023 (in short “BNS”).

2. Ld. Advocate for the applicant argued as per application. She submitted that applicant’s husband i.e Accused no.1 Rincon has allegedly committed an offence of cheating and criminal breach of trust. Accused no.1 Rincon is arrested and is in judicial custody. In FIR, the informant has not made any allegation against the applicant that she misrepresented him and induced him to invest the amount of Rs.10 Lakhs. According to her, the informant has sent notice dated 24.01.2025 through advocate to Rincon after dishonor of cheque. In that notice also, the informant has not made any allegation against the applicant for alleged offence. Merely because, some amount of the informant received in bank account of the applicant as per Rincon’s instigation, the applicant cannot be blamed for alleged offence. Rincon has invested the informant’s amount in business. Rincon returned the amount of Rs.50,000/- to the informant. Applicant has no any role in alleged offence. All allegations are made against Rincon. Applicant has no criminal antecedents. Her custodial interrogation is not necessary. Thus, it is prayed to grant anticipatory bail.

3. Ld. APP Shri. R. C. Salve for the State argued as per say of prosecution. According to him, both accused have made alleged offence with common intention and induced the informant to invest the amount. Some amount is received in account of applicant. Her custodial interrogation is necessary for detail investigation as the amount in offence is not yet recovered. In spite of service of notice u/sec.35(3) of the BNS, 2023 the applicant did not come in police station for investigation. There is possibility of tampering prosecution evidence, if the applicant released on anticipatory bail.

4. The informant appeared through his advocate by filing intervention application. His advocate filed written submissions. According to him, both accused have made this offence in connivance with each other. The accused are habitual offenders of cheating by reposing themselves being government officers to gain faith and trust of the victim. They have used machinery of the government official to attract the victim to achieve their goal. Therefore, he has strongly objected the application.

5. Perused the application, say of the prosecution, investigation papers, documents of applicant and documents of informant.

6. The informant being Sounder Recordist Controller in various music companies has alleged in his FIR dated 25.03.2026 that the accused no.1 Rincon approached him for financial help to start new entrepreneur with Central Government and I.S.R.O. and requested to invest some initial capital of Rs.10 lakhs being director of the company and assured that he will get good return in six months. He was not acquainting Rincon, therefore, he refused to invest. However, Rincon tried to recall past cordial relationship with him in year 2004 and tried to gain his faith and bent him to join in his business. He sent messages through WhatsApp to send the amount in account of himself as well as his wife. Accordingly, since 27.01.2023 to 06.01.2024, he transferred total amount of Rs.9,09,337/- in accounts of Rincon as well as his wife Lopamudra.

7. It is further alleged by the informant that the wife of

Rincon namely Lopamudra is also involved in the offence of cheating as once, she had also made phone call. She also used to provide information of project to him and used to give promises. Rincon obtained his digital signature on the name of music company as a director. But he kept all rights of use of digital signature with him. Thereafter, Rincon stopped to take his phone calls and ignored him by giving different reasons. Therefore, he came to know that he is deceived by them and he demanded his amount back. Firstly, Rincon showed his inability to repay. However, Rincon issued cheque of Rs.5,20,000/-, but it was dishonored as Rincon stopped payment of cheque. Thereafter, on several demands, Rincon transferred an amount of Rs.50,000/- in his account. Rincon thereafter, did not respond him for a year. Thus, it is alleged that the accused have deceived the informant for amount of Rs.8,59,337/-.

8. On going through FIR and investigation papers, it appears that some amounts are transferred in the bank account of the applicant as wife of the accused no.1 Rincon. In FIR, the informant has alleged that the wife of Rincon namely Lopamudra is also involved in the offence of cheating as once she had also made phone call to him and she also used to provide information of project to him and used to give promises. Except this allegation, the informant has not given details of promises made by the applicant with dates. The general and vague statement is made against the applicant. The FIR does not show that the applicant had misrepresented and induced the informant to invest the amount as alleged. In notice of the informant dated 24.01.2025 through advocate, he has not made any allegation against the applicant for alleged offence. In the facts and circumstances of this case, there

appears no prima facie role of the applicant in alleged offence. Thus, the discretion can be exercised to grant anticipatory bail to the applicant in this case. Hence, the following order is passed;

ORDER

1. Anticipatory Bail Application No.1082 of 2026 is hereby allowed.

2. In the event of arrest, the **Applicant Smt. Lopamudra Rincon Narayanan,** in C. R. No.181 of 2026 registered with Kasturba Marg Police Station, be released on bail on executing P. R. Bond of Rs.50,000/- (Rupees Fifty Thousand Only) with one surety of like amount, on following conditions:

i) The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her/his from disclosing such facts to the Court or to any police officer or tamper with the evidence.

ii) The applicant shall attend before concerned investigation officer between 10.00 am to 12.00 noon on every Sunday for a period of two weeks and co-operate in investigation.

iii) The applicant shall not leave the India without permission of the Court.

3. Anticipatory Bail Application No.1082 of 2026 stands disposed of accordingly.

Dictated on computer and pronounced in open Court.

RAJENDRA VILAS LOKHANDE

Digitally signed by RAJENDRA VILAS LOKHANDE
Date: 2026.08.13 17:54:39 +0530

Date : 13.08.2026 **(Rajendra V. Lokhande)**
Additional Sessions Judge,
City Civil & Sessions Court,
Borivali Division, Dindoshi, Mumbai.

Date of dictation on Computer : 13.08.2026
Checked & signed by HHJ on : 13.08.2026

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<tr><td colspan="2">“CERTIFIED TO BE TRUE AND CORRECT COPY OF THE ORIGINAL SIGNED JUDGMENT/ORDER”

Date : 13.08.2026 Ms. Rupali A. Monde
Time : 5.30 p.m. (Stenographer Grade-I)
UPLOAD DATE AND TIME NAME OF STENOGRAPHER</td></tr>
<tr><td>Name of the Judge (with Court room no.)</td><td>HHJ Shri. Rajendra V. Lokhande (Court Room No. 2)</td></tr>
<tr><td>Date of Pronouncement of JUDGMENT/ORDER</td><td>13.08.2026</td></tr>
<tr><td>JUDGMENT/ORDER signed by P.O. on</td><td>13.08.2026</td></tr>
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