

MHBI070002642026

**ORDER BELOW EXH.1 IN CRI.BAIL APPLN.No.128/2026**

Mahesh Mahadev Phapal & ors. ...Applicants.

-Versus-

The State of Maharashtra ...Respondent

(A)	CASE DETAILS	
	FIR number & Date	126/2026 22/04/2026
	Police Station, District & State	Majalgaon City Police station, Dist.Beed.
	Sections invoked	318(1), 318(2), 318(4), 336(2), 338, 340(1) of B.N.S. and 3, 4 of the M.P.I.D. Act.
	Maximum punishment prescribed	Imprisonment for life.

(B)	CUSTODY & PROCEDURAL COMPLIANCE	
	Date of Arrest	--
	Date of MCR	--
	Total period of custody undergone	--

(C)	STATUS OF TRIAL	
	Stage of proceedings (investigation/Chargesheet/ Cognizance/Framing of Charges/Trial)	Investigation
	Total number of witnesses cited in the chargesheet	--
	Number of prosecution witnesses examined	No

(D)	CRIMINAL ANTECEDENT	
	FIR No. & Police Station	--
	Sections	--
	Status (Pending/Acquitted Convicted)	--

(E)	PREVIOUS BAIL APPLICATIONS	
	Court	--
	Case No.	--
	Outcome of case	--

(F)	COERCIVE PROCESSES	
	Whether any Non-Bailable Warrant was issued	No
	Whether declared a proclaimed offender	No

1] Applicants have filed this application under sec.482 of B.N.S.S. for grant of anticipatory bail apprehending their arrest in C.R. No.126/2026 of Majalgaon City police station for the offences punishable under section 318(1), 318(2), 318(4), 336(2), 338, 340(1) of B.N.S. and 3, 4 of the M.P.I.D. Act.

2] It is the case of prosecution that informant Bahubali Pushpadant Deshpande alongwith his family members is residing at Majalgaon. He is Stamp Vendor. He is having saving account in Muktai Urban Co-operative Society Ltd., Branch Majalgaon, Dist.Beed. He got acquainted with Chairman, Directors and Manager of said society. Applicants i.e. Directors and other co-accused allured him to invest amount in F.D. under the pretext of high rate of interest. He has kept

amount of Rs.88,000/-, and Rs.5,000/- in F.D.R. and amount of Rs.46,000/- in R.D. Informant frequently went in the Patsanstha and demanded said amount from applicants and co-accused but they have avoided to repay the amount. On 15/09/2025 informant went in the Patsanstha and demanded the said amount from applicants and co-accused, but they refuse to pay the same. However, applicants and co-accused avoided to repay the due amount to him and other depositors. They have misappropriated the amount of depositors by preparing forged documents. Thus, applicants and co-accused in collusion with each other have committed forgery and cheated informant and other depositors. Therefore, informant lodged report.

3] The learned Advocate for applicants submitted that they are falsely implicated in this crime. Allegations in the report are vague and not attracted against applicants. The investigation is completed. Nothing remained to be seized from the possession of applicants. Applicants are having permanent place of residence at the address mentioned in the application. They are law abiding persons. There is no criminal antecedents against them. They are not likely to flee from justice, if released on bail. Therefore, applicants prayed for grant of anticipatory bail.

4] The learned Spl.PP. resisted application by filing say (Exh.7) stating therein that alleged offence is of serious nature. There is possibility of tampering of evidence by applicants. There is possibility of committing offence of similar nature, if they will be released on bail. It will become difficult to secure the presence of applicants, if they will be released on anticipatory bail. Hence, learned Spl.PP. prayed for rejection of application.

5] Perused the application and the say of ld. Spl.PP. Heard learned advocate for the applicants and learned Spl.PP. for the State.

6] It appears from record that investigation is almost completed. It appears from the record that applicants are having permanent place of residence at the address mentioned in the application. It prima facie appears from the record that, allegations made against applicants are vague and general in nature. It appears from record that nothing is to be recovered from the possession of applicants. It also appears from record that applicants are the only earning members of their family and their family members are dependent upon them. There is no material on record to show that applicants will use their liberty to subvert justice or tamper with the evidence. It prima facie appears from record that there is no reasonable apprehension of tampering with witnesses. Admittedly, this is the stage of bail, hence merit and demerits of the case, cannot be considered.

7] There is nothing on record to show that, applicants will flee from justice, if released on anticipatory bail. In the circumstances, in my opinion, it cannot be said that custodial interrogation of the applicants is necessary for investigation of the crime. The apprehension of the Investigating Officer can be met by imposing conditions on applicants. In that view of matter, it is just and proper to release applicants on anticipatory bail. Considering the above reasons, applicants are entitled to be released on anticipatory bail. Hence, I proceed to pass the following order.

ORDER

- 1] Application is allowed.
- 2] The interim order dated 05/05/2026 passed below Exh.4 is hereby confirmed on the same terms and conditions.
- 3] Issue letter to P.I. Majalgaon City Police Station, accordingly.

Date : 22/07/2026.

(Rajshri P. Pardeshi)
Special Judge (MPID Act)
Majalgaon.

Dictated on : 22/07/2026
Transcribed on : 22/07/2026
Checked & signed on : 22/07/2026

I affirm that the contents of this PDF file are word to word
as per original order.

Sd/-
(A.M.Dashrath)
Stenographer Grade-I