

**IN THE COURT OF JUDICIAL MAGISTRATE (FIRST CLASS)
36TH COURT, MUMBAI CENTRAL, MUMBAI.**

B.A.No. :- 68/BA/2025.

C. R. No. (C. C. No.) :- 786/2024. (51/PW/2025)

Railway Police Station :- Bandra

Punishable under section :- 303(2) of B.N.S.

Name of the accused :- Javed Abdul Gaffar Shaikh

Date :- 06/02/2025

ORDER BELOW BAIL APPLICATION

This is an application for bail moved by the accused under section 480 of the B.N.S.S. in connection with C. R. No. 786/2024, registered with Bandra railway police station, for the offence punishable under section 303 (2) of the B.N.S..

2. Read the application. Accordingly say of Ld. Special P. P. and I.O. was called. I. O. has filed his say and objected the application on the ground that if the accused released on bail he will abscond and will tamper and hamper the prosecution evidence. Ld. A. P. P. has submitted that say filed by I. O. may be considered and his argument may kindly be treated as heard.

3. Admittedly, the offence is not punishable with death or imprisonment for life. It is alleged that the accused has committed theft of mobile phone of the informant. The stolen mobile phone is recovered. Chargesheet is also filed against the accused.

4. Under the circumstances if bail is granted subject to certain conditions no harm or prejudice would be caused to the prosecution. Hence, I pass the following order :-

ORDER

1. The Bail application No. 68 of 2025 is allowed and disposed off.

2. Accused viz. Javed Abdul Gaffar Shaikh be released on bail on his executing P. R. Bond of Rs.15,000/- (Fifteen Thousand) with surety of like amount.
3. Accused shall not tamper with the prosecution evidence and shall not make contact with any person known to the facts of the case and attend each and every date of hearing, till conclusion of trial.
4. Accused shall submit authenticated copy of his address proof.
5. Accused shall not indulge himself in the same kind of offence here-in-after.
6. Provisional cash bail of Rs. 15,000/- (Fifteen Thousand) is allowed for Four weeks.
7. Office to inform to the accused immediately. Issue letter to the Jail Authority accordingly.

sd/-

(B. K. Gawande)

Judicial Magistrate (First Class),
36th Court, Mumbai Central, Mumbai.

Date :- 06/02/2025.

ASS