

C.R. No. 597/2026

Police Station - Amboli

State V/s Anis Amir Shaikh

ORDER PASSED ON BAIL APPLICATION NO. 743/BA/2026.

The accused **Anis Amir Shaikh** who is alleged to have committed the offence punishable under section 303 (2) of the Bharatiya Nyaya Sanhita, 2023 has filed this application for grant of bail on the ground that he been falsely implicated in the said offence. He further undertakes that he shall not threaten the prosecution witnesses and he is ready to abide by the conditions imposed by this Court.

2. In the case of **Zeba Khan Vs State of UP and Ors., (Criminal Appeal No.825/2026 Judgment dated 11/02/2026)** the Hon'ble Supreme Court of India has provided the following structured frame work for adjudication of the bail application. Hence, the material particulars in this regard are mentioned as under:

(A) CASE DETAILS

- | | | |
|-----|------------------------------------|--|
| i | FIR Number and Date | 0597/2026 Dated 25/06/2026 |
| ii | Police Station, District and State | Amboli, Dist – Mumbai, State - Maharashtra |
| iii | Sections invoked | 303 (2) of the Bharatiya Nyaya Sanhita |
| iv | Maximum punishment prescribed | 5 years for offence under section 303 (2) of the Bharatiya Nyaya Sanhita, 2023 |

(B) CUSTODY & PROCEDURAL COMPLIANCE

- | | | |
|----|-----------------------------------|------------|
| i | Date of Arrest | 01/07/2026 |
| ii | Total period of custody undergone | 05 days |

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(C) STATUS OF TRIAL

- | | | |
|-----|--|--|
| i | Stage of proceedings (Investigation/Chargesheet/Cognizance/Framing of Charges/Trial) | Investigation is in progress and charge-sheet has not been filed |
| ii | Total number of witnesses cited in the charge-sheet | - |
| iii | Number of prosecution witnesses examined | - |

(D) CRIMINAL ANTECEDENTS

- | | | |
|-----|--------------------------------------|---|
| i | FIR No. & Police Station | - |
| ii | Sections | - |
| iii | Status (Pending/Acquitted/Convicted) | - |

(E) PREVIOUS BAIL APPLICATIONS

- | | | |
|-----|-----------------|-----|
| i | Court | NIL |
| ii | Case No. | NIL |
| iii | Outcome of case | NIL |

(F) COERCIVE PROCESSES

- | | | |
|----|---|---|
| i | Whether any Non-Bailable warrant was issued | - |
| ii | Whether declared a proclaimed offender | - |

3. The learned APP and investigating officer have objected the application inter-alia alleging that offence against the accused is non-bailable. The investigation is in progress. According to them, if the accused is released on bail, he may temper the prosecution witnesses and commit similar offence, and therefore, they prayed to reject the application.

4. As per the case of the prosecution, accused is alleged to have committed theft Fortune Motor Car. The informant has filed his affidavit regarding the matter has been settled between them and he has no grievance against the accused. The accused is in jail. The offence registered against the

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accused is punishable upto five years and it is triable by this court. The personal interrogation is seems to be no more required. Therefore, considering these reasons, it is just to release the accused on bail. Hence, I pass following order:-

Order

1. The accused **Anis Amir Shaikh** is released on bail on executing P.R. Bond of Rs. 20,000/- with one surety in the like amount. In alternative accused be released on P.B. of Rs. 20,000/- and cash security of Rs. 20,000/-.
2. Accused should not induce or should not give threat to the prosecution witnesses.
3. Accused should cooperate to the investigating agency as and when required.
4. Accused should attend the concerned police station on every Monday in between 10.00 am to 12.00 pm till the filing of charge-sheet.

Date : 06.08.2026

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Judicial Magistrate (First Class),
I/c. 44th Court, Andheri, Mumbai.