

**IN THE COURT OF METROPOLITAN MAGISTRATE
36TH COURT, MUMBAI CENTRAL, MUMBAI.**

B.A.No. :- 67/BA/2025.

C. R. No. (C. C. No.) :- 473/2024. (49/PW/2025)

Railway Police Station :- Mumbai Central

Punishable under section :- 411 of IPC.

Name of the accused :- Samir Mohammad Payak

Date :- 03/02/2025

ORDER BELOW BAIL APPLICATION

This is an application for bail moved by the accused under section 437 of the Cr. P. C. in connection with C. R. No. 473/2024, registered with Mumbai Central railway police station, for the offence punishable under section 411 of Indian Penal Code.

2. Read the application. Accordingly say of Ld. Asst. P. P. was called. Ld. A. P. P. has submitted that his argument may be treated as heard.

3. Heard Ld. Counsel Shri B. N. Tiwari for the accused. Admittedly, the offence is not punishable with death or imprisonment for life. It is alleged that, the accused has purchased stolen Mobile phone of the informant without box and bill. The Mobile phone is recovered. Chargesheet is also filed against the accused. There is no material on the record to show that the accused is habitual offender.

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

ORDER

1. The Bail application No. 67 of 2025 is allowed and disposed off.

2. Accused viz. Samir Mohammad Payak 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.

sd/-

(B. K. Gawande)

Metropolitan Magistrate,

36th Court, Mumbai Central, Mumbai.

Date :- 03/02/2025.

ASS