

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

B.A.No. :- 240/BA/2025.

C. R. No. (C. C. No.) :- 229/2025. (152/PW/2025)

Railway Police Station :- Mumbai Central

Punishable under section :- 303 (2), 3(5) of the B.N.S.

Name of the accused :- 1) Mohd. Aaqil Mohd. Arif
2) Sunita Kashiram Sakpal

Date :- 29/05/2025

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. 229/2025, registered with Mumbai Central Railway police station, for the offence punishable under section 303 (2), 3(5) of the B.N.S..

2. Read the application. Accordingly say of Asst. P. P. and I.O. was called. I.O. filed his say and objected the application. The Ld. Asst P. P. has submitted that his argument may be treated as heard.

3. Heard the 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 committed theft of mobile phone of the informant. The stolen 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, I pass the following order :-

ORDER

1. The Bail application No. 240 of 2025 is allowed and disposed of.

2. Accused No. 01 Mohd. Aaqil Mohd. Arif and accused no. 02 Sunita Kashiram Sakpal be released on bail on their executing P. R. Bond of Rs.15,000/- (Fifteen Thousand) each with local 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 their address proof.
5. Accused shall not indulge themselves in the same kind of offence here-in-after.
6. Provisional cash bail of Rs. 15,000/- (Fifteen Thousand)each is allowed for Four weeks.

sd/-

(B. K. Gawande)

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

Date :- 29/05/2025.

Alam