

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

B.A.No. :- 249/BA/2025.

C. R. No. :- 322/2025

Railway Police Station :- Mumbai Central

Punishable under section :- 303 (2) of the BNS

Name of the Accused :- Nijam s/o Salim Shaikh @ Kalu

Date :- 26.06.2025.

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. 322/2025 registered in the Mumbai Central Railway police station for the offence punishable under section 303 (2) of the BNS.

2. Read the application. Accordingly, the say of Ld. A. P. P. and I.O. was called. The I. O. filed his say and objected the application on the ground that if the accused released on bail he would abscond. The accused would also pressurize the prosecution witnesses. The Ld. A. P. P. has submitted that the say filed by the I. O. may be considered. Accordingly, the prayed for rejection of the present bail application.

3. Heard the Ld. Advocate Shri. Atul Pandey for the accused. Admittedly, the offence is non bailable, but not punishable with death or imprisonment for life. It is alleged that the accused has committed theft of the informant's mobile handset, which has already been recovered.

4. Having regard to the nature of offence and stage of the investigation, if the bail is granted subject to certain conditions no harm or prejudice would be caused to the prosecution. Hence, in result thereof, I pass the following order :-

ORDER

1. The Bail Application No. 249 of 2025 is allowed and disposed of.
2. Accused namely Nijam s/o Salim Shaikh @ Kalu be released on bail on his executing P. R. Bond of Rs.15,000/- (Rupees Fifteen Thousand only) with one local solvent surety of the like amount.
3. Accused shall not tamper with the prosecution evidence and shall not hamper in the investigation and shall not make any inducement to the person acquainted with the facts of the case, so as to dissuade him from disclosing such facts to police or to the Court.
4. Accused shall attend the concern police station as and when required.
5. Accused shall co-operate the Investigating Officer.
6. Accused shall submit authenticated copy of his identity and address proof.
7. Accused shall not indulge himself in the same kind of offence here-in-after.
8. Provisional cash bail of Rs. 15,000/- (Rupees Fifteen Thousand) is granted for Four weeks.
9. Office to inform to the accused immediately. Issue letter to the Jail Authority accordingly.

sd/-

(Tushar B. Waje)

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

Date :- 26.06.2025.

Alam