

IN THE COURT OF HON'BLE SESSIONS COURT AT KALYAN

ANTICIPATORY BAIL APPLICATION NO. ¹²⁴³ ~~257~~ OF 2026

IN C.R. No. 353/2026 U/S 305 of BNS ACT.
(Mahatma Phule Police Station)

② Mr. Shahanwaz Khalifa, Age: 40 An Adult,
② Shanawaz Abdul Rehman Khalifa
Occ: Worker, Residing at Kacchi Mohalla,

Kake Ki Chawl, Behind M.H. Tailor, Panvel.

.....Applicant

Versus

State of Maharashtra

(Registered with Mahatma Phule Police Station)

...Respondent

APPLICATION UNDER SECTION 482 OF THE

BHARATIYA NAGARIK SURAKSHA SANHITA, 2023

(ANTICIPATORY BAIL) (It is first bail application)

MOST RESPECTFULLY SHOWETH:

It Is Most Respectfully Submitted On Behalf Of Applicant As Under:

1. The Applicant apprehend arrest in connection with C.R. No. 353 Of 2026 registered with Mahatma Phule Police Station for the offences punishable under the relevant provisions of the Bharatiya Nyaya Sanhita pertaining to theft and criminal intimidation.
2. The prosecution case, in brief, is that the complainant alleged that during her visit to Saudi Arabia between 21.09.2025 and 11.10.2025, the Applicant visited her

Issue notice to
Iro, A.P.P.
R/cn 20-6-2026

15-6-2026

residence on 28.09.2025 and allegedly removed gold ornaments and cash amounting to Rs.11,16,951/- from a cupboard situated in her house.

Grounds:

1. The Applicants submit that they are innocent and have been falsely implicated in the present crime. The allegations are baseless, false and motivated.
2. The FIR itself reveals that the complainant claims to have learnt about the alleged incident immediately after returning from Saudi Arabia in October 2025. However, the complaint came to be lodged only on 22.05.2026, after an unexplained delay of nearly seven months.
3. The prosecution has not explained the inordinate delay in lodging the FIR. Such unexplained delay creates serious doubt regarding the genuineness of the allegations and indicates afterthought and embellishment.
4. The entire case is based upon suspicion and assumptions. There is no direct evidence showing that the Applicants committed any theft. No eyewitness has been cited who actually saw the Applicants removing any ornaments or cash from the complainant's cupboard.
5. The Applicants submit that they have cordial and close family relations with the complainant. Applicant No.1 was admittedly brought up and treated like a daughter by the complainant. The allegations are therefore highly improbable and arise out of personal and family disputes.
6. The alleged recovery is documentary and physical in nature. Custodial interrogation of the Applicants is not necessary for the purpose of investigation.

7. The Applicants are permanent residents of the addresses mentioned hereinabove and are ready and willing to cooperate with the investigation.
8. The Applicants undertake to attend the Investigating Officer as and when called and to comply with any conditions imposed by this Hon'ble Court.
9. The Applicants have no intention whatsoever to abscond or tamper with prosecution evidence.
10. The Applicants submit that arrest at this stage would cause irreparable loss, hardship and humiliation.
11. The Applicants therefore pray for protection under Section 482 of the Bharatiya

Nagarik Suraksha Sanhita, 2023.

12) NO any BAIL application filed and pending in any court - Except this bail application).

PRAYER

The Applicants therefore most respectfully pray that this Hon'ble Court may be pleased to:

- a) Allow the present Anticipatory Bail Application;
- b) In the event of arrest of the Applicant in connection with C.R. No. 353/ 2026 registered with Mahatma Phule Police Station, direct that the Applicant be released on bail on such terms and conditions as this Hon'ble Court deems fit and proper;
- c) Pending hearing and final disposal of the present Application, this Hon'ble Court be pleased to direct that in the event of arrest of the Applicant in connection with C.R. No. 353 / 2026, he shall be released on interim bail on such terms and conditions as this Hon'ble Court deems fit and proper.
- d) Pending hearing and final disposal of this Application, grant ad-interim protection from arrest to the Applicants;

e) Direct the Applicants to attend the Investigating Officer as and when required and cooperate with the investigation;

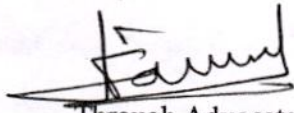
f) Pass any other order deemed fit and proper in the interest of justice.

Place: Kalyan

Date: 11/06/2026

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Applicants



Through Advocate

Adv. Javed Aslam