

MHCC050024272026



**IN THE COURT OF SESSIONS AT DINDOSHI
(BORIVALI DIVISION), GOREGAON, MUMBAI**

ANTICIPATORY BAIL APPLICATION NO.702 OF 2026

1. Suraj Sanjay Gupta

Through Guardian,
Aged about 17 years, Occ.: Service,
Residing at Subhash Ojha Chawl,
Irani Wadi Road no.4, Near Hemu Colony,
Kandivali (West), Mumbai- 400067.

2. Mr. Ashish Manoj Parab,

Aged about 21 years, Occ.: Student,
Residing at Room no.18, Babulal Pandey Chawl,
Hemu Colony Road no.4, Near Sai Baba Temple,
Irani Wadi, Kandivali (West),
Mumbai- 400067.

3. Mr. Aman Sunil Kagda,

Aged about 19 years, Occ.: Student,
Residing at Room no.8,
First Flr Channuoza Chawl,
H.K. Road no.4, Irani Wadi,
BHD Durga Mata Mandir,
Kandivali (West), Mumbai- 400067.

... Applicants

V/s.

The State of Maharashtra

(Through Samta Nagar Police Station, Mumbai
in C. R. No. 428/2026)

.... Respondent

Appearances :-

Ld. Advocate Mohammed Toukir Siddique for the Applicants.

Ld. APP Usha Jadhav for the State.

**CORAM : His Honour Additional Sessions Judge
Shri. Rajendra V. Lokhande
(Court Room No.2)**

DATE : 11th May, 2026

ORDER

The applicants seek anticipatory bail under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, (in short “BNSS”) 2023 in C.R.No. 428/2026 registered with Samta Nagar Police Station for the offences punishable under Sections 118(1), 115(2), 352, 351(2) r/w 3(5) of the Bharatiya Nyaya Sanhita, 2023 (in short “BNS”) r/w Sections 37(1) and 135 of Maharashtra Police Act.

2. Ld. Advocate for the applicants argued as per application. He submitted that the applicants have not committed any offence. All applicants are students. They had gone in police station for inquiry of their friend i.e. accused no.1 Akshay. However, the applicants are falsely implicated in this case due to political reason. The applicants are not named in FIR. The alleged role of the applicants is that they assaulted the informant Vaidant and his friends namely Arun and Kirtan by hands. The accused no.1 Akshay is already arrested and released on bail. The knife is seized. There is no recovery at the hands of the applicants. Initially, the FIR was registered for the offence punishable under Section 118(2) and other offences of the BNS, 2023. However, after medical certificate, it came to know that the informant has sustained simple injuries. Therefore, the section 118(2) of the BNS,

2023 is deleted and 118(1) of the BNS, 2023 has been added. Their custodial interrogation is not necessary. The applicant no.1 Suraj is Child in conflict with law. They have no criminal antecedents. Thus, it is prayed to grant anticipatory bail.

3. Ld. APP Smt. Usha Jadhav for the State argued as per say of prosecution. According to her, there is sufficient material against the applicants for alleged offence as the applicants have assaulted the informant and his friends with common intention by an knife and hands. Their custodial interrogation is necessary in this case. According to her, if the applicants released on bail, an investigation will hamper.

4. Perused the application, say of the prosecution, investigation papers and the documents of the applicants.

5. The informant has alleged in his FIR dated 24/04/2026 that, on 21/04/2026, his friend Chirag had kept story on Instagram App. Therefore, the girl friend of Chirag abused Chirag and told about it to her friend Akshay i.e. accused no.1. Therefore, since last two days, Akshay was making phone calls to Chirag. On 23/04/2026, at 10.30 p.m. the accused no.1 Akshay along with his three friends came in front of Raghushila Hotel at Kandivali (East) and asked Chirag about Instagram story and started making altercation and assaulted Chirag by hands. When the informant intervened, the accused Akshay assaulted on his nose, chest and back by knife. The accused Akshay also assaulted his friends Arun and Kirtan by hands and abused them. The blood started oozing from his nose. Therefore, the accused ran away.

6. It appears that the FIR was registered for offence punishable under Section 118(2) and other offences of the BNS, 2023. However, the informant sustained simple injuries, therefore, 118(1) of the BNS, 2023 is added. There is no medical evidence of grievous injuries caused to the informant or other prosecution witnesses. The accused no.1 Akshay had used knife in alleged offence. Accused no.1 Akshay was arrested and released on bail by Learned JMFC. The knife is recovered. The applicants are not named in the FIR. The alleged role of the applicants is that they assaulted the informant, Chirag, Arun and Kirtan by hands. There is no recovery at the hands of the applicants. Considering the nature of offence, the custodial interrogation of applicants is not necessary. Thus, the applicants are entitled for anticipatory bail on conditions. Hence, the following order is passed;

ORDER

1. Anticipatory Bail Application No.702 of 2026 is hereby allowed.
2. In the event of arrest, the **Applicant nos.1. Suraj Sanjay Gupta 2. Mr. Ashish Manoj Parab and 3. Mr. Aman Sunil Kagda**, in C. R. No.428 of 2026 registered with Samta Nagar Police Station, be released on bail on executing P. R. Bond of Rs.15,000/- (Rupees Fifteen Thousand Only) with one surety of like amount each, on following conditions:
 - i) They shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence.
 - ii) They shall attend before Investigating Officer in Police Station on each Sunday between 11:00 am to 01:00 pm for a period of two weeks from today and co-operate in investigation.
3. Anticipatory Bail Application No.702 of 2026 stands disposed of

accordingly.

Dictated on computer and pronounced in open Court.

Date : 11.05.2026

(Rajendra V. Lokhande)
Additional Sessions Judge,
City Civil & Sessions Court,
Borivali Division, Dindoshi, Mumbai.

Date of dictation on Computer : 11.05.2026

Checked & signed by HHJ on : 11.05.2026

“CERTIFIED TO BE TRUE AND CORRECT COPY OF THE ORIGINAL SIGNED JUDGMENT/ORDER”	
Date : 11.05.2026 Time : 3.47 p.m. UPLOAD DATE AND TIME	Mrs. Jyoti S. Gole (Stenographer Grade-I) NAME OF STENOGRAPHER
Name of the Judge (with Court room no.)	HHJ Shri. Rajendra V. Lokhande (Court Room No. 2)
Date of Pronouncement of JUDGMENT/ORDER	11.05.2026
JUDGMENT/ORDER signed by P.O. on	11.05.2026
JUDGMENT/ORDER uploaded on	11.05.2026