



IN THE COURT OF ADDITIONAL SESSIONS JUDGE, GONDIA.

MBA No. 175/2026

[CNR NO.MHGO010009272026]

ORDER BELOW EXH.1

(Passed on this 16th June, 2026)

This application is filed by applicant **Vilas Narayan Ganvir** under section 483 of BNSS for his release on bail in Crime No.177/2026 registered with police station Goregaon for offence punishable under sections 204, 205, 318(2)(4) 319(2), 336(1)(2)(3) of BNS.

Brief facts of the case are as under:

2. It is contention of prosecution that applicant by impersonating himself as Police Inspector told to informant that he would get employed in the police recruitment of Pune District took from him gold ornaments worth Rs.1,27,000/- and fled from there. Informant lodged report of incident in police station Goregaon. On the basis of his report offence has been registered under sections as referred above vide Crime No.177/2026 against unknown persons. During investigation prima-facie involvement of applicant in the said crime revealed so he was arrested and recovery of gold ornaments in the crime has been made at the instance of applicant. After completion of investigation charge-sheet has been filed against applicant in the court.

3. Applicant submits that he is innocent and falsely implicated in present case. Investigation is substantially completed and recovery has already been effected so he is not required for custodial interrogation. Offences are triable by Magistrate and those are not punishable with death or imprisonment for life. Learned Magistrate has erred in treating the applicant as a habitual offender merely on the basis of prior case and rejected his bail application. Applicant submits that he will abide any condition which will be imposed by this court. Accordingly, he requested for his release on bail.

4. I.O filed say vide Exh.05 and opposed the application on the ground that applicant is habitual offender and documents in respect of police recruitment were seized from applicant. In case of release of applicant on bail he will commit offence of like nature. He used to implicate people by using his dual name as Vilas Narayan Ganvir and Vinayak Kashinath Borkar. Offences have been registered against the applicant of like nature. In case of release of applicant on bail he would dissuade the persons who are acquainted with facts from making statement and would threaten to them. Therefore, requested to reject application.

5. Ld. APP Khandelwal filed say on overleaf of present application and opposed it on the ground that applicant by personating himself as Police Inspector allured informant to appoint him as police at Pune and taken total Rs.1,27,000/- (including golden ornaments) from informant and cheated him. Police seized various incriminating articles and golden ornaments of informant as per memorandum. He

also prepared false and bogus documents. The offence is serious and he also cheated many person by his dual name. He is habitual offender and in case of release of applicant he may commit similar offence. Therefore, requested to reject bail application.

6. Perused application and say on it and record and proceeding of present case and B-Part of police papers. Heard Ld. Advocate for applicant and Ld. APP Shri Khandelwal.

7. It is to be noted that in view of judgment of the Hon'ble Apex Court in the case of ***Zeba Khan vs State of U.P and others, 2026 INSC 144*** applicant has not disclosed about his criminal antecedents. It is mentioned in affidavit supporting bail application that criminal antecedent of applicant is not known. It is to be noted that learned Magistrate while rejecting bail application has mentioned about one criminal case. Applicant even did not mention about it in affidavit. Further from the crime chart annexed with B-Part of police papers it is clear that offence under section 420 of IPC has been registered against applicant vide Cr. No.93/2013 with police station Goregaon. It is also mentioned that offence under sections 170, 171 and 468 of IPC vide Cr. No.131/2019 has been registered against applicant with police station Arjuni Morgaon and charge-sheet has been filed against applicant in the court on 16-10-2019. So also offence under sections 204, 205, 319(2), 318(4), 62, 336(3) of BNS has been registered against applicant vide Cr. No.277/2024 with police station Duggipar. Thus, it is clear that applicant has suppressed material information about his criminal

antecedents. That being so without going into merits of application on the count of suppression of facts of criminal antecedent by the applicant his application deserves to be rejected. However, liberty is granted to applicant to file fresh bail application disclosing true facts as per the judgment in the case of Zeba Khan. Hence, this order:

ORDER

- 1] Application [Exh.01] stands rejected. However, liberty is granted to him to file fresh bail application by making true disclosure about facts as per the judgment in the case of Zeba Khan.
- 2] Accordingly application stands disposed of.

Date:16-06-2026.

(M. T. Asim)
Additional Sessions Judge,
Gondia.