

MHKO080001432026

**Order Below Exh.01 in Criminal Bail. Appln.No.****17/2026****Vinayak Ashok Sangaonkar****Vs.****State of Maharashtra**

1. Present Anticipatory bail application is moved by accused No.2 Vinayak Ashok Sangaonkar in connection with Crime No.59/2026, registered with Chandgad Police Station on 11/03/2026, for the offence punishable under Section 420 read with 34 of the Indian Penal Code.

2. It is the case of the prosecution that, on 11/03/2026, the first informant Rushikesh Shrikant Kute, the merchant of clothes shop, situated at Kenchewadi, Tal. Chandgad, District- Kolhapur lodged FIR alleging that, the accused No.1 Rajendra Gundap induced him to give return of 5% profit on each month obtained various amounts from time to time, initially Rs.5 lakhs and subsequently Rs.10 lakhs from him. A bond was also executed in between them, which is notarised. In April-2023 the present applicant/accused accompanied by accused No.1 visited his shop and also obtained Rs. 10 lakhs. Subsequently, in the month of April-2023 the accused No.1 paid Rs.4 lakhs towards the profit in the said trading business but subsequently both the accused failed to repay the principle amount as well as the profit amount as agreed between the parties. Hence, the FIR.

3. Investigating Officer appeared and filed his say and opposed the bail application. Learned APAP filed his say and opposed the bail application. They have stated that, the present crime is based on documentary evidence and sufficient documents are to be collected from the present applicant/accused. They have submitted that, the accused No.1 is already arrested. Hence, prayed to reject the bail application.

4. On the other hand, the learned Counsel Manisha U. Kanade submitted that, a maximum punishment provided for the offence is seven years. There is no evidence on record to show that, the present applicant/accused has received Rs.10 lakhs from the first informant. She submitted that, the present applicant/accused has no connection with the transaction in between accused No.1 and first informant. Hence, prayed for anticipatory bail.

5. This Court has already granted ad-interim protection to the applicant/accused from the FIR itself. The transaction in between the parties took place in the year 2023, the FIR came to be registered in the year 2026. Thus, there is 3 years delay in the lodging FIR. Moreso, the first informant is a merchant and invested the amount for securing profit in trading business. Therefore, for the purpose of deciding present anticipatory bail application, a case of custodial interrogation is not made out. Therefore, this Court is inclined to allow the anticipatory bail application and proceed to pass the following order.

ORDER

- 1) The ad-interim anticipatory bail order is made absolute.
- 2) The applicant accused Vinayak Ashok Sangaonkar, shall cooperate the Investigating Officer.
- 3) He shall not tamper with the prosecution evidence.
- 4) He shall attend the police station on every Tuesday in between 11.00 a.m. to 1.00 p.m., till 31/05/2026 or till filing of charge-sheet whichever is earlier.
- 5) He shall make available all the documents as required by the Investigating Officer in writing.

Gadhinglaj.
Date : 02/04/2026.

(M.A. Shinde)
Additional Sessions Judge,
Gadhinglaj.