

<u>IN THE COURT OF JUDICIAL MAGISTRATE (FIRST CLASS),</u> <u>35th COURT, CSMT, MUMBAI</u> <u>504-BA-2026 in Case No.784/PW/2026</u>	
MHMM240014312026 	C.R. No.248/2026, <u>Case No.784/PW/2026</u> State Through Dadar Rly Police Station V/s. 1) Mohammad Vakil Iddullahak Shaikh
A) Case Details	
FIR Number & Date	0248/2026, Dtd.05/04/2026
Police Station, District & State -	Dadar Railway Police Station Mumbai, Maharashtra
Sections invoked	Section of 305 (c) 3 (5) of IPC
Maximum punishment prescribed	07 Years
B) CUSTODY & PROCEDURAL COMPLIANCE	
Date of arrest	05.04.2026
Total period of custody undergone	67 days
C) STATUS OF TRIAL	
Stage of proceedings	For framing of Charge
Total number of witnesses cited in the charge-sheet	--
Number of prosecution witnesses examined	--
D) CRIMINAL ANTECEDENTS	
FIR No. and Police Station	01 Crime is pending against him in Azad Maidan Police Station railway police station.
Sections	303 (2) 3 (5) of BNS
Status	Said crime is pending.
E) PREVIOUS BAIL APPLICATIONS	
Court	In 35 th Court
Case No.	328/RA/2026
Outcome of case	-

F)COERCIVE PROCESS	
Whether any Non-Bailable warrant was issued	-
Whether declared a proclaimed offender	-

ORDER ON BAIL APPLICATION NO.504/BA/2026

This is an application filed by accused **Mohammad Vakil Iddullahak Shaikh** for releasing him on the bail. This is second bail application after filing of the chargesheet. The accused has contended that, he is innocent and he is falsely implicated. He has no concern with the commission of alleged offence. Part stolen property is recovered. Investigation is completed. There is no likelihood of absconding or tampering with the evidence.

2. Ld. APP has strongly objected the application mainly on the ground that offence is cognizable, non bailable having punishment extend upto seven years. Previous one offence is registered at Azad Maidan Police Station in CR No.35/26. Total amount of Rs.43,24,700/- were stolen. Out of it, Rs. 13,24,700/- is not yet recovered from the accused and therefore, prayed to reject the bail application.

3. Heard both sides. Perused record. Accused is charged for the commission of offence punishable under section 305 (c), 3 (5) of Bharatiya Nyaya Sanhita. Record reveals that the earlier bail application No.328/BA/2026 of accused has been rejected on 18.04.2026.Huge amount of Rs.43,24,700/- has been stolen and out of it part amount of Rs.30,00,000/- has been recovered from present accused. Remaining part amount Rs.13,24700/- yet to be recovered from the accused. Other absconding accused whose whereabouts yet to be trace out in this crime. Further, report shows that one offence is pending against him in the Azad Maidan Police Station. Allegations are serious one. Considering the nature

of offence, if accused released on bail there is every possibility that he may tamper with the prosecution evidence and may abscond from trial and committed like offences in future. In the facts and circumstance of the case the accused is not entitled for bail hence I pass following order:-

<u>ORDER</u>	
1.	Bail application of accused stands rejected.

(M.S.Budhwant)

Place : Mumbai

Judicial Magistrate (First Class),

Date : 12.06.2026

35th Court, CSMT, Mumbai.