

MHPU010015642025

SESSIONS CASE NO. 63/2025



The State of Maharashtra Through
Hinjawadi Police Station Vs Akhtar Anis
Khan & Ors.

A. CASE DETAILS

- | | |
|---------------------------------------|--|
| 1. FIR Number and Date | 1095/2024
dated 27/09/2024 |
| 2. Police Station, District and State | Hinjwadi Police Station,
Pune. |
| 3. Sections invoked | u/s. 310(2), 316(2),
61(2) & 3(5) of Bhartiya
Nyaya Sanhita, 2023. |
| 4. Maximum punishment prescribed | Upto 10 years. |

B. CUSTODY AND PROCEDURAL COMPLIANCE

- | | |
|--------------------------------------|------------|
| 1. Date of arrest | 06/11/2024 |
| 2. Total period of custody undergone | Till date. |

C. STATUS OF TRIAL

- | | |
|--|---------|
| 1. Stage of proceedings | Hearing |
| (investigation/chargesheet/cognizance/
framing of charge/trial) | |
| 2. Total No of witnesses cited in the chargesheet | 36 |
| 3. Number of prosecution witness examined | NA |

D. CRIMINAL ANTECEDENTS

- | | |
|--|----|
| 1. FIR No. and Police Station | NA |
| 2. Sections | NA |
| 3. Status (pending/acquitted /convicted) | NA |

E. PREVIOUS BAIL APPLICATIONS

- | | | |
|---|------------------|-------------------------------------|
| 1 | Court | District and Sessions Court,Pune. |
| 2 | Case No. | S.C. No. 63/2025
In CR 1095/2024 |
| 3 | Outcomes of Case | (Exh. 8) Rejected on 22/05/2025. |

F. COERCIVE PROCESSES

- 1 Whether any non-bailable warrant was NA issued
- 2 Whether declared a proclaimed NA offender

Appearance:- Mr. Sushant J. Tayade, for applicant/Accused No. 13.
Mr. Varma Ld. APP for State

ORDER BELOW EXH.79
(Date : 2nd July, 2026)

1. By this successive bail application, the applicant/accused 13- **Shahnawaz Iqbal Memon** has applied for grant of bail in connection with CR No. 1095/2024 registered with Hinjwadi Police Station for the offences punishable under sections 310 (2), 316(2), 61(2) and 3(5) of Bhartiya Nyaya Sanhita, 2023, on the ground that that the Hon'ble High Court has granted bail to co-accused Akhilesh Shriram Chaudhary and Ajay Jaypal Valmiki, and the role attributed to the present Applicant being similar, he is entitled to bail on the principle of parity.

2. The Prosecution has filed its say and has vehemently

opposed the present bail application on the grounds that: (i) the role of the present Applicant is entirely distinct from that of the co-accused who have been enlarged on bail; and (ii) there is no change in circumstances warranting consideration of the present successive bail application.

3. I have perused the record. Heard Both sides.

4. Pertinently, the learned predecessor of this Court, by a common order dated 22.05.2025 passed below Exhibit 1, decided the bail applications filed by the accused, including the present Applicant, subsequent to the filing of the charge-sheet. While rejecting the prayer for bail of the present Applicant, the learned Predecessor Court, in Paragraph 12 of the aforesaid order, has observed as under:

12. amount of Rs.3.90 lac recovered from Shahnawaz Memon.

5. The learned Advocate for the Applicant has vehemently urged that the Hon'ble High Court has granted bail to co-accused Ajay Jaypal Valmiki, and therefore, the present Applicant is also entitled to be enlarged on bail on the principle of parity.

6. *Per contra*, the learned APP submitted that the role of the Applicant and released accused is totally difference and therefore, the principle of parity will not apply to Applicant's case.

7. As discussed hereinabove, the role attributed to the

present Applicant and that of the released co-accused Ajay is identical. The allegations against the present Applicant are that he participated in the meeting at Hotel Nandipalace, Dombivali, and an amount of Rs.3,90,000/- was recovered from him. Therefore, the principle of parity is applicable to the present case, and the Applicant is consequently entitled to be enlarged on bail.

8. In view of the above, subsequent to the rejection of his first bail application by the learned predecessor Court, and owing to the grant of bail to co-accused Ajay Valmiki and Akhilesh Chaudhari by the Hon'ble High Court, the Applicant has made out a substantial change in circumstances warranting consideration and disposal of the present bail application.

9. In light of the foregoing discussion, I am inclined to grant bail to the Applicant, subject to the following conditions:-

O R D E R

1. The application (Exh.79) is allowed.
2. The applicant/accused No.13- **Shahnawaz Iqbal Memon** be released on bail, on his executing P.R.B. and S.B. of Rs.30,000/- (Rupees Thirty Thousand only) with one or two sureties in the like amount, in connection with Crime No.1095/2024 registered with Hinjwadi Police Station under Sections 310 (2), 316 (2), 61(2), 3(5) of Bharatiya Nyaya Sanhita (in short

BNS) on following conditions:

- [i] The applicant shall not tamper the prosecution evidence in any manner.
 - [ii] The applicant shall not pressurize the prosecution witnesses.
 - [iii] The applicant shall make himself available as and when called by the investigating officer and attend the each and every date of the hearing.
 - [iv] The applicant shall not indulge into any other crime.
3. Bail before concerned Court.
 4. Breach of any of the condition, entails the prosecution for cancellation of bail.
 5. Copy of this order be forwarded to the Jail Authority, police station concern and informant/ victim.
 6. In terms of above, Application (Exh.79) stands disposed.
 7. Humdast if applied, is allowed.

(Dictated and pronounced in open Court.)

Date : 02/07/2026.

(S.B. Bhansali)
Additional Sessions Judge,
Pune

Certificate

I affirm that the contents of this P.D.F. file order are same word for word as per original order.

Name of Steno. :- V. A. Chaudhari (Steno, Grade-I)

Court Name :- S. B. Bhansali
D.J.-4th & Addl. Sessions Judge, Pune.

Date :- 02.07.2026

order signed by PO. on:- 02.07.2026

order uploaded on :- 02.07.2026