

**MHPU010018492026**



**Order below Exh.01 in Cri. Bail Application No. 773/2026**

Apprehending the arrest, in connection with C.R.No.46/2026 registered in the office of the Inspector, State Excise Flying Squad, Mumbai under Sec.65, 65(A),(E), 81, 83, 103 and 108 of the Maharashtra Prohibition Act, 1949, the applicant **Vipesh Vinayak Salvi** has filed this application for anticipatory bail under Sec. 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS). He contends that this is his first bail application and no other application is pending in any other Court.

2. The alleged incident took place on 17/01/2026. On receiving credible information, the State Excise Flying Squad laid a trap and intercepted a tempo No. MH-08-AP-9195 at Navale bridge, Pune on Mumbai-Bengluru Highway which was loaded with Bananas. The search of the tempo was taken in presence of pancha during the night at about 2.15 a.m. and some boxes were found hidden under the bananas. They inspected those boxes and they found Whiskys bottles of Royal Blew Malt permissible for sale in the State of Goa but prohibited in Maharashtra. On inquiry with the driver Rohan Gurav, he told that he is carrying those goods from Goa which owned by the accused Jamir Patel and was purchased by this applicant and the tempo is registered in the name of his wife Vedika Salvi. The entire quantity of the contraband was seized which was worth Rs.88,56,000/- The complaint was lodged against all of them and the driver was arrested.

3. The learned advocate for the accused submits that the alleged recovery is made and investigation is substantially completed. Nothing has to be recovered from this applicant. He therefore, submits that the accused be released on anticipatory bail.

4. The Investigating Officer has appeared personally and has strongly opposed this application by say (Exh.4) on the ground that the involvement of this applicant has been disclosed during investigation. His house was found to be locked and the notice to appear for investigation was affixed on the door of his house. He has however not cooperated in the investigation. The seller and purchaser of the seized contraband both are absconded. If he is released on anticipatory bail, he will not cooperate in the investigation. He therefore, submits that this application may be rejected.

5. Having considered the rival submissions and on going through the allegations against this applicant, he was said to be the purchaser of the seized contraband. Nothing has to be recovered from this applicant. The say of I.O. shows that he is required for interrogation as to whom the seized contraband was to be further sold. The ad-interim protection from arrest of this applicant was refused. Since then, the I.O. failed to apprehend the applicant. Under the circumstance, suitable conditions to ensure required interrogation would suffice the purpose and the arrest and detention of the applicant does not appear to be necessary. Hence, the order.

#### **ORDER**

1. The application is allowed.

2. In the event of arrest of the applicant **Vipesh Vinayak Salvi** in connection with C.R.No.46/2026 registered in the office of the Inspector, State Excise Flying Squad, Mumbai under Sec.65, 65(A),(E), 81, 83, 103 and 108 of the Maharashtra Prohibition Act, 1949, the applicant be released on bail on his furnishing P.R. bond in the sum of Rs.30,000/- with one surety of the like amount on following conditions-
  - a) The applicant shall appear before the Investigating Officer as and when served with notice or communicated through any electronic communication system and cooperate in the investigation.
  - a) The accused shall not interfere with the investigation and shall not indulge in any criminal activity.
  - b) The accused shall submit his address proof and phone details as well as phone details of two close relatives.
3. Violation of any of the condition may entail a ground for cancellation of bail.
4. A copy of this order be sent to the office of the Inspector, State Excise Flying Squad, Mumbai.

Pune

Date: 12/03/2026

**(S.R. Salunkhe)**

Additional Sessions Judge, Pune.