

C.C. NO. 512/PW/2022
BA NO. 4098/BA/2025
U/s. 13(1)(2)(3) and 14 of MOFA Act
Nirmal Nagar PS

ORDER BELOW BAIL APPLICATION OF ACCUSED
RAKESHKUMAR KULDEEPSINGH WADHWAN

1. Today accused No.2 Rakeshkumar Kuldeepsingh Wadhwan is appeared before the court in response to the summons. He has made present application for bail. The accused sought bail on the ground that, he is innocent and falsely implicated in this crime. The charge-sheet is filed. He is having deep roots in the society. Co-accused in this matter is already released on bail. He is permanent resident of Mumbai and ready to abide by any conditions, if imposed by the court.

2. Say of APP was called.

3. Perused and read application with say of Ld. APP. Heard Ld. Advocate for said accused and Ld. APP.

4. Ld. APP opposed the application on the ground that, the charge-sheet is filed and there is ample evidence against the accused. If accused is released on bail, he may tamper the prosecution evidence. He prayed for rejection.

5. In this matter, charge-sheet is filed on 04.03.2022. Prima-facie investigation is completed. As per the principles recorded by the Hon'ble Supreme Court in *Satyendrakumar Antil Vs. CBI (2022) 10 SCC 51*; the accused shall not be kept behind bars if he is not arrested after filing of

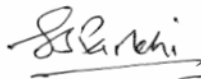
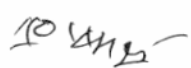

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charge-sheet. Already accused No.3 is released on bail. On the ground of parity, this accused is also entitled for bail. Therefore, there is no reason to keep accused behind the bars. Liberty of a person is the constitutional right. Bail is a rule and jail is an exception. Therefore, it is just and proper to release said accused on bail. Hence, following order :-

ORDER

- i) The application is allowed.
- ii) The accused be released on bail on his executing PB & SB of Rs.15,000/- or cash bail of Rs.15,000/-.
- iii) The accused shall not contact the informant or any other prosecution witnesses in any manner.

Date : 10.11.2025
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(S.S. Parkhi) 
Judicial Magistrate (First Class),
32nd Court, Bandra, Mumbai.