

MHRG170002872026



**IN THE COURT OF ADDITIONAL SESSIONS JUDGE  
AT PANVEL, DISTRICT- RAIGAD**

**Criminal Bail Application No. 138/2026**

**Mansur Ibrahim Patel** --- Applicant

**Vs.**

**State of Maharashtra** --- Opponent

**Appearance-**

Ld. advocate Shri. Shekhar Ingawale for Applicant.

Ld. Addl. P P Shri.A. R. Kadam for State.

Ld. Advocate Shri. Ankit Bangera for the informant.

**ORDER BELOW EXH. 1**

- 1] This is an application filed by the applicant **Mansur Ibrahim Patel** under section 483 of the Bharatiya Nagrik Suraksha Sanhita, 2023 (in short "BNSS") for grant of bail.
- 2] I.O. has filed say to this application at Exh.4 and thereby strongly opposed the application.
- 3] Perused application, say thereon and documents produced on the record. Informant appeared through his Ld.

Advocate Shri. Ankit Bangera and filed his say at Exh.8 and strongly objected the bail application. Heard both sides.

- 4] Applicant was arrested on 31/10/2025 in connection of Taloja Police Station C.R.No 274/2025 for the offences punishable under Section 109, 118(1), 189(1), 189(2), 191(3), 190, 351(2), 352 of the BNS and Section 37(1), 135 of the Maharashtra Police Act 1951.
- 5] Ld. Advocate for applicant submitted that the applicant has not committed any offence. The applicant is old age person. The applicant was not present at the spot of incident. His name is not mentioned in FIR. However, at the instance of witness Rafel Syed name of the present applicant was added on account of business rivalry. The only allegation against the applicant is that half an hour prior to the alleged main incident, injured Rafel saw applicant and at that time applicant alleged abused him. Applicant was not party to the conspiracy. On the basis of old message sent by co-accused Rauf Patel to present applicant regarding exterminate proceeding the applicant has been arrested by police. The applicant was not party to the conspiracy. The longer custody of the applicant is not necessary. Applicant is ready to obey any conditions to be imposed by the Court.

- 6] Ld. Addl.P.P. Shri. A.R. Kadam submitted that, the offence is of serious nature. The applicant was party to the conspiracy. The injured were assaulted by deadly weapons like knife, steel rod and wooden log with intention to kill them. Exterminate order has been passed against the applicant for six months by Deputy Commissioner of Police. In breach of the said order the applicant entered within the jurisdiction of Mumbai Police Commissioner area. The applicant has antecedents of three cases of body offences. If applicant is released on bail, there is possibility of the repetition of the crime. So, considering nature and gravity of the offence applicant is not entitled for bail. Hence, prosecution prayed for rejection of application.
- 7] Perused F.I.R. and documents placed on record. The informant Ammar Harun Madar is residing at Taloja village, near Madni Masjid, Tal. Panvel, District- Raigad. Rauf Razak Patel @ Madar and Mansoor Ibrahim Patel have garage in front of Navmani Masjid, near National Hotel. The said garage is situated in CIDCO land. Three times the said garage was demolished by the CIDCO Authority. Therefore, the applicant Rauf Razak Patel had suspicion that the garage was demolished due to complaint made by the Sayed family. Therefore, there was previous dispute between the informant and the present

applicant. In Taloja police station previous crimes were pending. On 08/08/2025 at about 2.50p.m. the informant and his brother Naufil Sayed were going to Naufil's house on motorcycle. When they reached at Taloja village they saw crowd of people in front of Farhan Hardware. At that time they saw that Rauf Razak Patel, his son Afnan Patel, Nauman Patel and Safwan Patel were armed with deadly weapons knife, Bamboo sticks and iron rod. They and others 8 to 10 people were assaulting the Rafel Hanif Sayed, Saif Hanif Sayed, Salman Sufiyan Syed, Safwan Tidare. In the said incident Rafel, Salman and Safwan sustained head injuries. Saif sustained injury on hand. The informant and Naufil also sustained injuries in the said incident. Therefore, informant lodged report to Taloja police station.

- 8] The name of the present applicant is not mentioned in the FIR. Admittedly, he was not present at the spot of the incident. Subsequently, his name was added on the basis of statement of witness Rafel Hanif Sayed. The only allegation against the present applicant that prior to the incident the applicant abused and threatened the witness Rafel Sayed. Hence, considering alleged role attributed to the present applicant longer custody would not serve the purpose of justice. The applicant is in custody since 31/10/2025. Bail cannot be refused merely on the

ground that previous cases are pending against the applicant. Informant has expressed his apprehension that if applicant is released on bail, there is possibility of the repetition of the crime. It appears that injured and present applicant are resident of the same village. If bail is granted by imposing certain stringent conditions, it would serve the purpose of justice. Hence, I am inclined to grant bail to the applicant. As a result, I pass following order.

**:: ORDER ::**

1. Application is allowed.
2. Applicant **Mansur Ibrahim Patel** be released on furnishing P.B. and S.B. of Rs.60,000/- (Rupees Sixty Thousand Only) with one or two surety in like amount in Talaja Police Station C.R.No 274/2025 for the offences punishable under Section 109, 118(1), 189(1), 189(2), 191(3), 190, 351(2), 352 of the BNS and Section 37(1), 135 of the Maharashtra Police Act 1951.
3. Applicant shall not leave India without previous permission of the Court.
4. Applicant shall not enter in the place where the informant and injured ordinarily resides and place of work.
5. Applicant shall not directly and indirectly make any inducement, threat or promise to any person acquainted with facts and circumstances of case so as to dissuade him

from disclosing such facts to the police and Court.

6. Applicant shall furnish his permanent and temporary residential proof, valid e-mail ID and mobile number.
7. Applicant shall attend the concerned police station on every Sunday in between 10.00 AM to 12.00 PM till further order.
8. Inform the concerned police station and jail authority, accordingly.

Panvel,  
Dated :- 10/03/2026

(S. R. Chavan)  
Addl. Sessions Judge  
Panvel, Dist.-Raigad