

MHRG170003492026



IN THE COURT OF ADDITIONAL SESSIONS JUDGE PANVEL
ORDER BELOW EXHIBIT NO. 1
IN CRIMINAL BAIL APPLICATION NO.168/2026
(DATED 13/03/2026)

Applicant Sudhakar Bhimrao Patil has filed present application for regular bail u/sec.483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 in Crime No.576/2025 registered with Panvel City police station for the offences punishable under sections 310(2), 126(2), 140(3), 205 and 3(5) of Bhartiya Nyaya Sanhita, 2023.

2. In short the prosecution case is that, on 26/09/2025 informant Viraj Vijay Shirkande alongwith co-accused Ketan Suravase and his associates Sagar and Shubham were proceeding from Mumbai Zaveri Bazar to Karanjade, Panvel in Breeza car bearing registration No.MH46/ CE-8115. At about 11.15 p.m. they reached near Karanjade railway gate. At that time present applicant and co-accused wearing khaki coloured uniform of police came in chocolaty coloured Ertiga car. They impersonated themselves as police and intercepted the car of informant. They opened the door of the car of informant and forcibly took him and his associates out of the car. They thereafter inflicted blows of fiber stick on the person of informant and co-accused Ketan. Thereafter they kept

gold, cash amount and mobile bags and mobile phone of co-accused Ketan in Breeza car and made informant and his associates to sit in Ertiga car. They took them along Atal Setu road. While informant and his associates sitting in car, the applicant and co-accused beat and extended threats of dire consequences to informant. They also took away mobile, cash and watch from the possession of informant and his associates. Further it is the case of prosecution that applicant and co-accused took the car along Karanjade college road to isolated place and thereafter they stole bag, cash amount, gold and mobile phone. The informant thereafter set the criminal law into motion by lodging detailed report against applicant and co-accused at Panvel City Police station. On the basis of report so lodged by informant an offence came to be registered against applicant and co-accused vide C.R.No.576/2025 at Panvel City police under above mentioned sections.

3. Heard Ld. Adv. Shri S.M.Kurlekar for the applicant and Ld. APP Shri Y. S. Bhopi for opponent State. Perused application, say filed by opponent State vide Exh.5 and other documents placed on record.

4. Shri Kurlekar vehemently argued that the applicant is innocent. He has been falsely implicated in the crime in question. FIR is against unknown persons. There is no evidence to show that applicant was involved in the crime in question. Shri Kurlekar further argued that eye witnesses failed to identify applicant. No specific role has been attributed to applicant in FIR. Shri Kurlekar further argued that nothing on record to show that at the time of

alleged incident the informant is possessing 200 gms gold and cash of Rs.3,00,00,000/-. No complaint has been lodged by Kamlesh Shah. Shri Kurlekar further argued that the investigation is complete and charge-sheet has been filed in the Court. The applicant is languishing in jail since 01/10/2025. He is ready to abide by the terms and conditions which may be imposed by the Court. Considering aforesaid circumstances, his further detention in jail is not required. Hence, Shri Kurlekar prayed that the applicant be enlarged on regular bail.

5. Per contra, Shri Bhopi the Ld.APP submitted that the applicant is one of the prime accused. He has played an active role in the commission of crime in question. The applicant has been identified by informant in test identification parade. An amount to the tune of Rs.14,00,000/- came to be recovered at the instance of the applicant. Considering aforesaid circumstances and allegations leveled against applicant, if he is released on bail, definitely he will bring pressure on material witnesses. The possibility of his jumping the bail also cannot be ruled out. Hence, Shri Bhopi prayed that the application be rejected.

6. I have given thoughtful consideration to the submissions advanced by both the Ld. Advocates. I have also gone through the material placed on record. It is pertinent to note that an amount to the tune of Rs.14,00,000/- came to be recovered from the possession of the applicant. The investigation is complete and charge-sheet has been filed in the Court. The applicant is languishing in jail since 01/10/2025. Considering aforesaid aspects

and role attributed to the applicant his further detention in jail is not warranted. So far as the apprehension raised by Ld. APP is concerned, it can be taken care by imposing certain conditions upon applicant. Resultantly, I pass the following order.

ORDER

1. The application is allowed.
2. The applicant Sudhakar Bhimrao Patil shall be released on bail in Crime No.576/2025 registered with Panvel City police station for the offences punishable under sections 310(2), 126(2), 140(3), 205 and 3(5) of Bhartiya Nyaya Sanhita, 2023 on his executing PR Bond in the sum of Rs.50,000/- with one surety in the like amount to the satisfaction of learned Lower Court.
3. Applicant shall attend each and every date of hearing without fail and make himself available as and when required by the investigating officer.
4. Applicant shall not directly or indirectly make any inducement, threat and promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or any police officer.
5. Bail before Ld. Lower Court.
6. Copy of this order be sent to concerned jail authority by E-mail.

Panvel
Date :- 13/03/2026

(S. R. Ugale)
Additional Sessions Judge,
Panvel.

CERTIFICATE

I affirm that, the contents of this PDF file Judgment/Order are same, word to word, as per the original Judgment/Order

Name of Stenographer : Sau.S.J. Sheth Stenographer
(Grade-I)
Name of Court : District Court -1 & Additional
Sessions Court, Panvel-Raigad
Date of dictation (direct) : 03/02/2026
Order checked and signed
by PO on : 10/02/2026
Order uploaded on : 10/02/2026