

C.R.NO. 425/2026 OF TROMBAY. POLICE STATION
ORDER BELOW BAIL APPLICATION NO. 714/BA/2026

Read the application and say. Heard Ld. Advocate for the accused and Ld. APP. The Ld. Counsel of accused submitted that, the accused is in M.C.R. The accused had no role in the offence. The accused is falsely implicated in the case. The accused is ready to follow all the terms and conditions. Hence, the accused be released on bail.

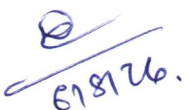
2) Ld. A.P.P. and I.O. resisted the present application on the grounds that offence is serious in nature. The accused is involved in the offence. Hence, prayed for rejection of bail application.

3) Perused the remand papers. It appears that, accused was arrested for the offence punishable under Sec. 303(2) of BNS. The FIR shows that, name of accused is not mentioned in the FIR. However, during investigation the accused was arrested by the police on the basis of CCTV footage. Therefore, it is clear the accused is involved in the offence. There is prima facie case made out against the accused.

4) The record shows that, the earlier bail application was rejected on 17.07.2026. There is no change in circumstances. The affidavit filed by the Ld. Counsel for the accused shows that several cases were pending against the accused in respect of theft. Therefore, it is clear that accused is habitual offender dealing in the cases of theft. Further on perusal of affidavit filed by the accused does not mentioned anything about the previous bail application. However, the earlier bail application was rejected. Therefore, it appears that false affidavit has been filed by relative of the accused. Therefore, if the accused released on bail, there is every possibility that he may again commit the theft. Hence, the accused is not entitled for bail. Hence, I pass following order :

ORDER

(1) The application is rejected.


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(2) Bail Application is disposed of accordingly.

D Sharma

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(D. S. Sharma)

I/c. Judicial Magistrate First Class,
60th Court, Kurla, Mumbai

Mumbai.

Date : 06.08.2026