

Prasad

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION  
CRIMINAL APPEAL NO.343 OF 2026

Rajesh Nana Bhoir @ Raju Bhoir ...Appellant  
*Versus*  
State of Maharashtra and Anr. ...Respondents

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**Mr. Siddheshwar Namdev Biradar** a/w Dinesh R. Shinde, Omhari  
Fawade and Shahajahan Khan, for the Appellant.

**Mr. Hitendra J. Dedhia**, APP for the Respondent - State.

**PSI – Bhalchandra Andurlekar**, Vishnunagar Police Station,  
Dombivali (W), present.

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**CORAM: R. M. JOSHI, J.**

**DATED: 10<sup>th</sup> APRIL, 2026.**

**PC:-**

1. Heard.

2. During the course of hearing learned counsel for the Applicant submits that even if the allegations made in the FIR are accepted to be correct, since the offence has not occurred in a public place, in view of the judgment of Hon'ble Supreme Court in the case of *Hitesh Verma v. State of Uttarakhand & Anr.*<sup>1</sup> liberty of the Appellant deserves to be protected.

3. Learned APP opposed grant of any interim relief to the Appellant.

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**1** (2020) 10 SCC 710

4. *Prima facie* perusal of the record / FIR indicates that there is a substance in contention of learned counsel for the Appellant. Hence, his liberty deserves to be protected till Informant / victim is heard in the matter.

5. Hence, issue notice to Respondent, returnable on **6<sup>th</sup> May, 2026**.

6. In the meantime, there shall be ad-interim relief in terms of prayer clause (d) till next date of hearing.

7. Learned APP to instruct the concerned police station to intimate Respondent regarding pendency of the present appeal.

**(R. M. JOSHI, J.)**