

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION  
WRIT PETITION NO. 2825 OF 2026**

Sachanand Hiralal And Anr. ... Petitioners

*Versus.*

The State Of Maharashtra and Anr. ... Respondents

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Mr. Pravin Faldesai a/w Prakash Salsingikar, Raviranjan Singh i/b Sandeep Karnik , for the Petitioners.

Mr. Ameet Palkar , APP for the Respondent – State.

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**CORAM : ASHWIN D. BHOBE, J.**

**DATE : 15<sup>th</sup> June, 2026.**

**P.C. :**

1. This Petition is listed at Serial No. 186 of today's "Daily list". At 11:00 a.m., Mr. Pravin Faldesai, learned Advocate for the Petitioners, requested that the present Petition be taken up out of turn. In view of the urgency expressed by Mr. Pravin Faldesai and with the consent of Mr. Ameet Palkar, learned APP, this Petition was taken up at 5:50 p.m., after the "Fresh matters" board.

2. At the outset, Mr. Pravin Faldesai, seeks leave to amend the prayer clause of the Petition as per the Draft Amendment. Mr. Ameet Palkar, learned APP for the Respondent – State, does not

object to the request made by Mr. Pravin Faldesai. In view of the no objection, leave is granted to amend the prayer clause of the Petition in terms of the Draft Amendment. Mr. Pravin Faldesai, seeks leave to amend the prayer clause of the Petition forthwith. Permission is granted.

3. Mr. Pravin Faldesai, learned Advocate for the Petitioners, tenders an Additional Affidavit dated 15.06.2026, same is taken on record.

4. Mr. Pravin Faldesai, learned Advocate for the Petitioners, makes a grievance about the manner in which the Non-Bailable Warrant dated 02.06.2026 was issued against the Petitioners in R.C.C. Case No. 816 of 2026, pending before the Judicial Magistrate First Class, Pimpri (“Magistrate”). To clarify, he submits that a Non-Bailable Warrant was initially issued against the Petitioners on 05.05.2026. The Petitioners appeared before the Magistrate on 30.05.2026, on which date, the Non-Bailable Warrant issued on 05.05.2026, was cancelled and the next date fixed in R.C.C. No. 816 of 2026 was 31.08.2026. He submits that, behind the Petitioners’ back, Respondent No. 2 moved the matter

before the Magistrate on 02.06.2026. He submits that Respondent No. 2 neither gave notice to the Petitioners nor were the Petitioners notified by the Magistrate of the preponement of the date in R.C.C. No. 816 of 2026. He submits that there was no occasion for the Petitioners to know about the listing/mentioning of the matter on 02.06.2026 and as such, the Petitioners could not have remained present on 02.06.2026. He submits that on that date (02.06.2026), the proceedings bearing R.C.C. No. 816 of 2026 were taken up on Board and for the absence of the Petitioners, a Non-Bailable Warrant was issued against them. He, by relying on the decision of this Court in the case of *Anoj Arvind Menon Vs. The State of Maharashtra*<sup>1</sup>, submits that the issuance of the Non-Bailable Warrant on 02.06.2026 is illegal and contrary to the law. He submits that the next date in R.C.C. No 816 of 2026 is 18.06.2026 and therefore prays for stay of the proceedings in R.C.C. No 816 of 2026.

5. Mr. Ameet Palkar, learned APP for the Respondent – State submits that if the matter was not fixed on 02.06.2026, there was no occasion for issuance of a Non-bailable warrant against the

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<sup>1</sup> Writ Petition (ST) No. 6344 of 2026 decided on 01.04.2026.  
Arjun

Petitioners.

6. In view of the submissions made by Mr. Pravin Faldesai, learned Advocate for the Petitioners, issue notice to the Respondent No.2 returnable on 22.06.2026.

7. Till the next date of hearing in this Petition, the implementation/execution of the Non-bailable Warrant dated 02.06.2026 in R.C.C. No. 816 of 2026 is stayed. However, the Petitioners shall appear before the Magistrate on the next date (i.e. on 18.06.2026) fixed in R.C.C. No 816 of 2026.

8. Mr. Pravin Faldesai, learned Advocate for the Petitioners, states that a spare copy of the paper book will be furnished to the Registry of this Court within 3 days from today for issuance of notice to Respondent No. 2. He requests Humdast. At his request, Humdast is permitted.

9. List this Petition on 22.06.2026.

**(ASHWIN D. BHOBE, J.)**