

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION**

**ANTICIPATORY BAIL APPLICATION NO. 2291 OF 2023**

Shailesh Shamji Patel ..... Applicant  
v/s.  
The State of Maharashtra and anr. .... Respondents

Mr. Ayush Pasbola and Ms. Sakshi Agarwal i/b.  
Bipin Joshi for the Applicant.  
Mr. S.V. Gavand, APP for the State.  
Mr. Shendage, API, Sakinaka Police Station, present.

**CORAM: SMT. ANUJA PRABHUDESSAI, J.**

**DATED : 17<sup>th</sup> AUGUST, 2023.**

**P. C. :-**

. At the outset, learned counsel for the Applicant states that the Applicant was constrained to approach this Court since the Anticipatory Bail Application No.1001/2023 filed before the learned Sessions Court, Dindoshi has not been taken up for hearing on last 09 hearings. He states that the said Application will be withdrawn within two days. Statement is accepted. The Applicant also seeks leave to implead the first informant as party Respondent No.2. Leave is granted. Amendment to be carried out forthwith. Learned APP shall also make an endeavour to intimate the next date of hearing to the Respondent No.2 through the officer of the concerned police station.

2. The Applicant apprehends his arrest in C.R.No.602/2023 registered at Sakinaka Police Station, Mumbai for offences punishable under sections 420, 465, 468, 471 of the Indian Penal Code.

3. The aforesaid crime was registered pursuant to the FIR lodged by Ramesh Patel, the brother of the Applicant. It is alleged that the Applicant herein had forged his signature and executed the gift deed in his favour in respect of Shop No.8 situated at Bhushan Niwas, Kajupada Pipeline, Kurla (W), Mumbai. The statement of Sukhdev Patil prima facie reveals that there was a family settlement between the parties pursuant to which shop no.8 was to be gifted to the Applicant and shop no.7 was to be transferred in the name of the first informant. The statement of Notary Officer also prima facie reveals that both the brothers had appeared before him at the time of execution of gift deed. In such circumstances, this is a fit case to grant interim bail. Hence, the following order :-

(a) In the event of arrest of the Applicant in C.R.No.602/2023 registered at Sakinaka Police Station, Mumbai, he shall be released on interim bail till the next date of hearing, on furnishing bail bonds in the sum of Rs.25,000/- with one or two sureties in the like amount ;

(b) The Applicant shall report to the Investigating Officer on 21/08/2023 and 22/08/2023 between 11:00 a.m. to 02:00 p.m. ;

(c) The Applicant shall co-operate with the investigation and produce before the Investigating Officer the original gift deed ;

(d) The Applicant shall not tamper with the evidence or attempt to influence or contact the complainant, witnesses or any person concerned with the case in any manner ;

(e) The Applicant shall keep the Investigating Officer informed of his current address and mobile contact numbers, and/or change of residence or mobile details, if any, from time to time.

4. Stand over to **31/08/2023**.

**(SMT. ANUJA PRABHUDESSAI, J.)**