

ITEM NO.3

COURT NO.7

SECTION II-E

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G SPetition for Special Leave to Appeal (Crl.) No.1309/2026

[Arising out of impugned final judgment and order dated 01-12-2025 in M.CRC No. 54701/2025 passed by the High Court of Madhya Pradesh at Indore]

YASH PURUSHARTHI

Petitioner(s)

VERSUS

THE STATE OF MADHYA PRADESH

Respondent(s)

(IA No. 22444/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT & IA No. 22445/2026 - EXEMPTION FROM FILING O.T.)

Date : 29-01-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.B. PARDIWALA
HON'BLE MR. JUSTICE R. MAHADEVAN

For Petitioner(s) : Mr. T. Harish Kumar, AOR

For Respondent(s) :

UPON hearing the counsel the Court made the following
O R D E R

1. Exemption Applications are allowed.
2. The High Court has denied anticipatory bail to the petitioner in Crime No. 183/2025 registered with Madho Nagar Police Station, Ujjain, State of Madhya Pradesh for the offence punishable under Section 318(4) of Bharatiya Nyaya Sanhita, 2023 (erstwhile Section 420 of the Indian Penal Code).
3. It appears that the petitioner sold his BMW Car to the original first informant for an amount of Rs.41,41,000/- (Rupees Forty One Lakh and Forty One Thousand).
4. It is not in dispute that the possession of the car has been handed over to the first informant. However, the first informant later came to know that in fact there is a charge over the BMW Car of the Bank. The BMW car was purchased by the petitioner

after obtaining loan.

5. *Prima facie*, it appears that on a false representation, the petitioner sold his BMW Car to the first informant with the liability of the Bank.

6. We may consider exercising our discretion in favour of the petitioner, subject to the petitioner discharging his liability in so far as the loan he has obtained from the Bank is concerned. If the petitioner pays the entire amount to the Bank and gets a 'No Objection Certificate', we shall proceed to consider this matter further.

7. Post it after two weeks.

(VISHAL ANAND)
ASTT. REGISTRAR-cum-PS

(POOJA SHARMA)
COURT MASTER (NSH)