



**IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPEAL NO(S). OF 2025
(PETITION(S) FOR SPECIAL LEAVE TO APPEAL (CRL.) NO(S).3533/2025)**

ANSHUL DAYASHANKAR SHARMA

APPELLANT(S)

VERSUS

THE STATE OF MAHARASHTRA

RESPONDENT(S)

O R D E R

Leave granted.

This appeal challenges the judgment and order dated 21.10.2024 passed by the High Court of Judicature at Bombay in Criminal Bail Application No. 2654 of 2024.

The appellant Anshul Dayashankar Sharma has been facing trial in connection with a crime registered pursuant to First Information Report No.479/2022 dated 07.11.2022 lodged with Police Station Talegaon Dabhade, in respect of offences punishable under Sections 302, 143, 144, 147, 148, 149, 506, 120B of the Indian Penal Code, 1860, along with Section 4/25

of the Indian Arms Act, 1959, Sections 37(3)(1) and 135 of the Maharashtra Police Act, 1951 and Sections 3(1)(i), 3(1)(ii) and 3(4) of the Maharashtra Control of Organised Crime Act, 1999.

An application seeking regular bail having been rejected by the High Court *vide* impugned order dated 21.10.2024, the appellant has preferred the instant appeal.

This Court, *vide* its order dated 03.03.2025, issued notice in the instant matter.

Heard learned counsel for the appellant in support of the appeal and learned counsel for the respondent-State and perused the material on record.

Learned counsel for the appellant submitted that he is in jail since 08.11.2022 and he has not been produced before the court and as a result the charges are not yet framed; That there are as many as thirty accused, however, the appellant was not named in the First Information Report and in fact his presence at the spot is itself doubted. However, he has been implicated in the case but other co-accused namely Mahant, Prashant and Tejas have been granted regular bail. Having regard to the inevitable delay in the commencement of the trial and thereby its conclusion, the appellant may be protected from long incarceration

since he has been in jail for the last two and half years. Learned counsel, therefore, submitted that the impugned order may be set aside and relief of bail may be granted to him.

Per contra, learned counsel for the respondent-State with reference to the counter affidavit contended that the appellant is part of the gang of boys who attacked the victim who was less than twenty years of age. The appellant has been identified and therefore, the bail has been rightly refused by the High Court. There is no merit in this appeal and hence, the same may be dismissed.

Considering the facts on record, in our view, the case for bail is made out.

We, therefore, allow this appeal and direct as under:

“The appellant shall be produced before the concerned Trial Court as early as possible and the Trial Court shall release him on bail, subject to such conditions as it may deem appropriate to impose to ensure his presence in the proceedings arising out of FIR No. 479/2022 mentioned above.”

It is directed that the appellant shall extend complete cooperation in the trial of the instant case.

The appellant shall not misuse his liberty in any manner.

Any infraction of the conditions shall entail cancellation of bail granted to the appellant.

With these observations, the appeal is allowed.

....., J
[B. V. NAGARATHNA]

....., J
[SATISH CHANDRA SHARMA]

NEW DELHI
May 09, 2025

ITEM NO.6

COURT NO.7

SECTION II-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

PETITION(S) FOR SPECIAL LEAVE TO APPEAL (CRL.) NO(S).3533/2025

[ARISING OUT OF IMPUGNED FINAL JUDGMENT AND ORDER DATED 21-10-2024 IN CRBA NO. 2654/2024 PASSED BY THE HIGH COURT OF JUDICATURE AT BOMBAY]

ANSHUL DAYASHANKAR SHARMA

PETITIONER(S)

VERSUS

THE STATE OF MAHARASHTRA

RESPONDENT(S)

(IA NO. 52391/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA NO. 52392/2025 - EXEMPTION FROM FILING O.T.)

Date : 09-05-2025 This matter was called on for hearing today.

CORAM : HON'BLE MRS. JUSTICE B.V. NAGARATHNA
HON'BLE MR. JUSTICE SATISH CHANDRA SHARMA

For Petitioner(s): Mr. Anand Dilip Landge, AOR

For Respondent(s): Mr. Aaditya Aniruddha Pande, AOR
Mr. Siddharth Dharmadhikari, Adv.
Mr. Bharat Bagla, Adv.
Mr. Sourav Singh, Adv.
Mr. Aditya Krishna, Adv.
Mr. Adarsh Dubey, Adv.

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

Leave granted.

Appeal is allowed in terms of the signed order,

which is placed on file.

Pending application(s), if any, shall stand disposed of.

(B. LAKSHMI MANIKYA VALLI)
COURT MASTER (SH)

(DIVYA BABBAR)
COURT MASTER (NSH)