



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

**CRIMINAL APPEAL NO.1916 /2025
[@ SLP (CRL.) NO.1455/2025]**

SUMIT KASHINATH GOMARE Appellant(s)

VERSUS

STATE OF MAHARASHTRA & ANR. Respondent(s)

O R D E R

1. Leave granted.

1

CRIMINAL APPEAL @ SLP [CRL.] 1455/2025

2. Despite service of notice, none has entered appearance on behalf of the complainant-respondent No.2.

3. The High Court of Bombay, by the impugned judgment and order dated August 22, 2024, has rejected the appellant's prayer for bail.

4. The appellant, figuring as an accused in FIR No.0322 of 2021 dated October 17, 2021 registered with Police Station Shivaji Nagar, District Thane City, Maharashtra, has been in custody since 18th October, 2021. It is alleged in the FIR that the appellant along with co-accused committed offence(s) punishable under Section(s) 307, 504, 506 read with Section 34 of the Indian Penal Code, 1860 and Sections 37(1) and 135 of the Bombay Police Act, 1951.

5. The issue involved in this appeal is covered by the judgment and order dated 23rd January, 2025 of this Court in Criminal Appeal No.360/2025, titled *Barkya Kashinath Gomare v. State of Maharashtra*,

whereby a co-accused of the appellant has been granted bail.

6. Accordingly, we set aside the impugned judgment and order.

7. The appellant shall be released on bail, subject to such terms and conditions as may be imposed by the trial court.

8. We clarify that the observations made in this order and grant of bail will not be treated as findings on the merits of the case.

9. It is also clarified that the appellant shall diligently participate in the trial and, unless exempted, shall appear on each and every day before the trial court. If the appellant abstains without justifiable cause or breaches any of the terms and conditions for grant of bail, the trial court shall be at liberty to cancel the bail.

10. The appeal is, accordingly, allowed on the aforesaid terms. Pending application(s), if any, stand disposed of.

.....J.
[DIPANKAR DATTA]

.....J.
[MANMOHAN]

**NEW DELHI;
APRIL 09, 2025.**

ITEM NO.6

COURT NO.12

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). 1455/2025

[Arising out of impugned final judgment and order
dated 22-08-2024 in BA No. 3552/2022 passed by
the High Court of Judicature at Bombay]

SUMIT KASHINATH GOMARE

Petitioner(s)

VERSUS

STATE OF MAHARASHTRA & ANR.

Respondent(s)

FOR ADMISSION and I.R.

IA No. 19759/2025 - EXEMPTION FROM FILING C/C OF
THE IMPUGNED JUDGMENT

IA No. 19762/2025 - EXEMPTION FROM FILING O.T.

Date : 09-04-2025 This matter was called on for
hearing today.

CORAM :

HON'BLE MR. JUSTICE DIPANKAR DATTA
HON'BLE MR. JUSTICE MANMOHAN

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

For Respondent(s) Mr. Siddharth Dharmadhikari,
Adv.
Mr. Aaditya Aniruddha Pande,
AOR
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**

1. Leave granted.
 2. The appellant shall be released on bail, subject to such terms and conditions as may be imposed by the trial court.
 3. The appeal is allowed in terms of the signed order.
- Pending application(s), if any, stand disposed of

**(ASHA SUNDRIYAL)
DEPUTY REGISTRAR**

**(SUDHIR KUMAR SHARMA)
COURT MASTER (NSH)**

[SIGNED ORDER IS PLACED ON THE FILE]