

*Shubhada S Kadam*

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION

ANTICIPATORY BAIL APPLICATION NO. 1196 OF 2026

Ashish Alias Aman Nemichand Korimutha ....Applicant

Versus

The State of Maharashtra and anr. ....Respondents

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Mr. Piyush Toshnival i/b. Mr. Harshal Patil, Advocate for Applicant.

Mr. B. B. Kulkarni, APP for Respondent No.1-State.

Mr. Amit Kambale, Advocate for Respondent No.2.

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CORAM : SHIVKUMAR DIGE, J.

DATE : 10<sup>th</sup> JUNE, 2026.

P.C. :

1. The applicant is apprehending arrest in Crime No. 75 of 2026, registered with Faraskhana Police Station, Pune, for the offences punishable under Sections 316(2), 316(5) and 318(4) read with Section 3(5) of the Bharatiya Nyaya Sanhita, 2023.

2. It is prosecution's case that the applicant and co-accused cheated the first informant of an amount of ₹11,57,52,000/- and did not deliver silver and gold ornaments.

3. It is contention of learned counsel for the applicant that the matter is settled out of Court. The first informant has no objection to allowing the application. Two co-accused have been released on regular

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bail. The custodial interrogation of the applicant is not required, and requested to allow the application.

4. It is contention of learned APP that there are allegations of cheating of more than ₹11 crores. The allegations are serious, hence, custodial interrogation of the applicant is required, and requested to reject the application.

5. It is contention of learned counsel for the first informant that the matter is settled out of court and he has no objection to allowing the bail application.

6. I have heard all learned counsel, perused FIR and documents produced on record. The allegations against the applicant are of cheating the first informant. The learned counsel for the first informant states that the matter is settled out of court and he has no objection to allowing the bail application. Considering these facts, custodial interrogation of the applicant is not required, and I pass following order:

**ORDER**

- (i) In the event of arrest, the applicant be enlarged on bail in Crime No. 75 of 2026, registered with Faraskhana Police Station, Pune, on executing P.R.Bond in the sum of Rs.30,000/- with one or two sureties in the like amount.

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(ii) The applicant shall attend the concerned police station as and when required.

(iii) The applicant and the first informant shall each pay costs of ₹25,000/- to Tata Memorial Hospital, Mumbai and thereafter produce the receipt thereof on the file of this application.

The application is allowed in the aforesaid terms and is accordingly disposed off.

7. It is made clear that the above observations are made only for the purpose of granting bail and the Trial Court shall decide the case on its own merits in accordance with law and uninfluenced by the observations made in this order.

8. List the application for **compliance on 25<sup>th</sup> June 2026**.

9. All concerned to act on the authenticated copy of this order.

(SHIVKUMAR DIGE, J.)