

RUPALI
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WAKODIKAR

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

ANTICIPATORY BAIL APPLICATION NO. 161 OF 2022

Prajith Thayyil Kallil s/o Jogesh Kallil,
S/o. Jogesh KJ,
Age : 45 years, Residing at,
IV 799, Thayyi House,
Odathina, Near Indian Bank,
Mundock, Mahe,
Mahe, Pondicherry,
Pondicherry, 673310

...Applicant

Versus

The State of Maharashtra.
(at the instance of Kapurbavdi
Police Station)

...Respondent

***WITH
ANTICIPATORY BAIL APPLICATION NO. 137 OF 2022***

1. Nikhil Premraj Kalapadan
Aged: 30 years, Indian Inhabitant
2. Premraj Velayudhan Kalapadan
Aged: 62 years, Indian Inhabitant
3. Renjini Premraj Kalapadan
Aged: 59 years, Indian Inhabitant

All residing at 603, Grandeur CHS,
Vasant Marvel, Off. W. E. Highway,
Borivali, Mumbai-400 066

...Applicants

Versus

1. The State of Maharashtra
(At the instance of Kasturba Marg
Police Station)
2. The State of Madhya Pradesh
(At the instance of Mahila Police Station,
Ratlam Vide C.R. No. 38 of 2021) ...Respondents

***WITH
ANTICIPATORY BAIL APPLICATION NO. 162 OF 2022***

Sameer Jai Hiremath,
aged : 48 years, Occupation: Businessman,
of Mumbai, Hindu Indian Inhabitant,
Indian Domicile, Managing Director of
Hikal Limited, Having his address at:
292, 29th Floor, Jupiter Apartments,
41 Cuffe Parade, Colaba,
Mumbai 400 005 ...Applicant

Versus

1. The State of Maharashtra
2. The Commissioner of Police, Mumbai
Mumbai City, Mumbai.
(Respondent Nos. 1 & 2 through
Public Prosecutor, High Court Bombay
3. The Senior Inspector of Police,
Sachin GIDC Police Station,
Surat City, Gujarat ...Respondents

***WITH
ANTICIPATORY BAIL APPLICATION NO. 186 OF 2022***

Ashish Shah,
Aged about : 36 years,
Occ : Chartered Accountant/Business
C-1301, Rizvi Oak, Raheja Complex,
Malad (East), Near Times of India,
Mumbai 400 097

...Applicant

Versus

1. The State of Maharashtra,
(to be served through Ld. Public Prosecutor)
 2. The State of Chattisgarh
(Formal Party)
- ...Respondents

***WITH
ANTICIPATORY BAIL APPLICATION NO. 397 OF 2021***

Neeraj Shyam Sahay,
Adult, Indian Inhabitant, Aged 42 years,
Occupation-Business, Residing at -
A-4402, Sky Vie, Viman Nagar,
Pune, Maharashtra-411 014

...Applicant

Versus

1. The State of Maharashtra,
(Through the Commissioner of Police,
Pune)
2. Senior Inspector,
Viman Nagar Police Station, Pune

3. The State of Bihar,
(Through Thakrahan Police Station,
Champaran, Bihar) ...Respondents

WITH
ANTICIPATORY BAIL APPLICATION NO. 399 OF 2021

Sonal Neeraj Sahay,
Adult, Indian Inhabitant, Aged 40 years,
Occupation : Housewife,
Residing at: A-4402, Sky Vie,
Viman Nagar, Pune, Maharashtra- 411 014 ...Applicant

Versus

1. The State of Maharashtra,
(Through the Commissioner of Police,
Pune)
2. Senior Inspector,
Viman Nagar Police Station,
Pune
3. The State of Bihar,
(Through Thakrahan Police Station,
Champaran, Bihar) ...Respondents

WITH
ANTICIPATORY BAIL APPLICATION NO. 627 OF 2018

1. Javed Anand
Age : 68 years,
Residing at: Nirant,
Juhu Tara Road, Juhu,
Mumbai – 400 049

2. Teesta Atul Setalvad,
Age : 56 years,
Residing at: Nirant,
Juhu Tara Road, Juhu,
Mumbai – 400 049

...Applicants

Versus

1. The State of Gujarat
through ACP Crime Branch,
Ahemdabad City, Gujarat

2. The State of Maharashtra

3. Union of India,
through Home Ministry,
New Delhi

...Respondents

WITH
ANTICIPATORY BAIL APPLICATION (STAMP) NO. 1628 OF 2020

Mohammad Hameed Shaukat Ali,
Age : 54 years, Occ: Business,
Room No.136, Sayed Amir Society,
Mahatma Kabir Nagar, Sahar Road,
Vile Parle East, Chakala, Mumbai-99

...Applicant

Versus

1. The State of Maharashtra
Through Public Prosecutor,
High Court (A.S.), Bombay

2. The Senior Inspector of Police,
Anand Nagar Police Station,
Ahemdabad City, Gujarat

...Respondents

WITH
ANTICIPATORY BAIL APPLICATION NO. 1839 OF 2021

Kawal Chamanlal Sharma,
Aged 62 years, Occupation: Business,
An Adult, Indian Inhabitant of Mumbai
Having Office address at C-104,
Galaxy Height, Shashtri Nagar,
Goregaon (West), Mumbai-400 104 ...Applicant

Versus

1. The State of Maharashtra
At the instance of the Senior Inspector
of Police, Banur Nagar Police Station,
& Bangurnagar Police Station, Mumbai
2. The State of Uttrakhand,
At the instance of Haldwani Police
Station, Nainital, Uttrakhand ...Respondents

WITH
ANTICIPATORY BAIL APPLICATION (STAMP) NO. 3544 OF 2020

Nandini N. Suchde ...Applicant

Versus

The State of West Bengal & Anr. ...Respondents

WITH
ANTICIPATORY BAIL APPLICATION NO. 1628 OF 2021
(N.O.B.)

1. Vishnu alias Shreenivas Laxman Jagdale,
Age: 36 year, Occ: Software Engineer
2. Laxman Dhondiram Jagdale,
Age 65 years, Occ : retired
3. Vijaya Laxman Jagdale,
Age 55 years, Occ: Housewife,
Applicants No. 1-3 residing at
Flat No. B-202, Building No. 57,
Om Shree Ganesh Chaya CHS Ltd.
Opp. Ganesh Garden, Tilak Nagar,
Chembur, Mumbai – 400 089
4. Bhagubai Kharatmol,
Age 73 years, Occ : Housewife,
R/at: 18/1, Nicholas Ferrow Chawl,
Navpada, Kurla West, Mumbai – 400 070
5. Dr. Pundalikrao Jagdale,
Age 78 year, Occ: Doctor
R/at: 302, Sai Gyan CHS, Plot No. 214,
Sector 21, Nerul East, Navi Mumbai-400 706
6. Sunil Kharatmol,
Age 47 years, Occ: AC repairs,
R/a: 18/1, Nicholas Ferro Chawl,
Navpada, Kurla West, Mumbai-400 070 ...Applicants/Accused

Versus

The State of Maharashtra,
At the instance of Tuljapur Police Station,
Tuljapur, Osmanabad, Maharashtra

...Respondent

WITH
ANTICIPATORY BAIL APPLICATION NO. 1639 OF 2021

1. Riyaz Ramzan Khatri,
Aged: 42 Yrs., Occ-Business

2. Tabassum Riyaz Khatri,
Aged 41 years, Occ : Housewife,
Both Residing at B-1, Chirag Nagar,
Flat No. 45, Khira Nagar, S.V. Road,
Santacruz (West), Mumbai – 400 054

...Applicants

Versus

The State of Maharashtra,
At the instance of Santacruz Police Station
and Indore Crime Branch,
Madhya Pradesh

...Respondent

WITH
ANTICIPATORY BAIL APPLICATION NO. 1770 OF 2021

1. Amol Gunaji Sonawane,
Age : 45 years, Occupation : Business,
residing at Flat No. 203/A, Om Shree Sai
Ram Co-op. Housing Society,
Queens Park, Behind Deepak Hospital,
Mira Road (East), Thane – 401107

2. Ankita Amol Sonawane,
Age: 39 years, Occupation: Business,

residing at Flat No. 203/A, Om Shree Sai
Ram Co-op. Housing Society,
Queens Park, Behind Deepak Hospital,
Mira Road (East), Thane – 401107

...Applicants/Accused

Versus

1. The State of Maharashtra
through Kanakia Police Station,
Mira Road (East), Mumbai-401107

2. Office of Inspector of Police,
Banashankari Police Station,
Bengaluru City, Bengaluru-560070

...Respondents

Mr. Ashok M. Bhatia for the Applicant in ABA/161/2022

Mr. Amit Desai, Sr. Advocate a/w Mr. Gopal Krishna Shenoy,
Mr. Jarin Doshi i/b Kalpesh Joshi & Associates for the Applicant
in ABA/162/2022

Mr. Mihir Desai, Sr. Advocate a/w Ms. Pritha Paul i/b Mr. Mihir
Joshi for the Applicants in ABA/627/2018

Mr. Satish Maneshinde a/w Ms. Anandini Fernandes, Ms. Deepal
Thakkar, Ms. Namita Maneshinde, Mr. Nikhil Maneshinde, Ms.
Shanice Munsukhani and Mr. Yuvraj Dhole for the Applicants in
ABA/397/2021 & ABA/399/2021

Mr. Ram Mani Upadhyay for the Applicant in ABA/1839/2021

Ms. Harshada Morey i/b Mr. Shailesh Kantharia for the Applicant
in ABA/1639/2021

Mr. Onkar Chandukar a/w Ms. Rina Ram i/b Mr. Akshay Vijay

Kamble for the Applicant in ABA/1770/2021

Mr. Dhrutiman S. Joshi for the Applicant in ABA (St.)/3544/2020

Ms. Mallika Sharma h/f Ms. Anjali Patil for the Applicants in ABA/137/2022

Mr. Alankar Kirpekar a/w Mr. Rajas Panandikar and Mr. Sagar Kasar & Ayush Tiwari i/b VMK Legal for the Applicant in ABA/186/2022

Dr. Birendra Saraf, Advocate General a/w Mrs. Aruna Pai, P.P a/w Mrs.P.P.Shinde, for the Respondent-State

Mr. Devang Vyas, ASG a/w Ms. Savita Ganoo, Mr. D. P. Singh, Mrs. Anusha Poojary and Ms. Vaibhavi Chaudhary for the Respondent-UOI

CORAM : REVATI MOHITE DERE,
SARANG V. KOTWAL &
S. M. MODAK, JJJ.
DATE : 29th NOVEMBER, 2023

P.C. :

1. The aforesaid applications were closed for judgment on 25th August, 2023.
2. In the interregnum, on 20th November, 2023, before we could pronounce our judgment, the Apex Court in the case of ***Priya***

Indoria v. State of Karnataka & Ors. Etc. in Criminal Appeal No. 3549– 3552- 2023 decided the issues raised in the reference before us.

3. Considering the aforesaid, nothing survives for further consideration in the aforesaid applications.

4. Applications stand disposed of accordingly.

5. The pending applications, if any, be placed before the concerned Court.

REVATI MOHITE DERE, J.

SARANG V. KOTWAL, J.

S. M. MODAK, J.