



IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
BENCH AT AURANGABAD.

905 ANTICIPATORY BAIL APPLICATION NO. 915 OF 2025

SANDIP S/O. DILIP YADAV
VERSUS
THE STATE OF MAHARASHTRA

...
Advocate for Applicant : Mr. N. L. Jadhav.
APP for Respondent/State : Mr. R. B. Dhaware.
...

CORAM : **SANJAY A. DESHMUKH, J.**

DATE : 03rd June, 2025.
(Vacation Court)

P.C.:

1 Heard.

2 This application is filed for grant of anticipatory bail in connection with Crime No.0184 of 2025, dated 15th March, 2025, registered with Sangamner City Police Station, District Ahilyanagar, for the offence punishable under Section 119(1) read with 3(5) of the Bharatiya Nyaya Sanhita.

3 The learned counsel for the applicant submitted that the applicant is falsely implicated in the crime. It is alleged in the report that on 26th February, 2025 at around 09:30 p.m., the applicant and co-accused forcibly took away the tractor run by the informant from Samnapur Stand, Taluka Sangamner, District Ahilyanagar and told him

that his brother Gokul Rathod had not yet returned the money borrowed from them, and demanded that the informant bring his brother Gokul alongwith the money and thereafter, they will hand over the tractor to him. The informant told them that he has no knowledge of whereabouts of Gokul. The informant said that the tractor is not belonging to Gokul, but it belongs to his brother-in-law Arjun Pawar, resident of Mundwadi Tanda, Post Andaner, Taluka Kannad, District Chhatrapati Sambhajinagar.

4 The learned counsel for the applicant pointed out the report lodged by the applicant bearing Crime No.560 of 2022, dated 13th August, 2022, registered with Shirur Police Station, District Pune (Rural), for the offences punishable under Sections 406 and 420 read with 34 of the Indian Penal Code, against Gokul and others, who had cheated the applicant for an amount of Rs.8,49,000/- and submitted that false report is lodged against the applicant. He submitted that the application filed before the learned Additional Sessions Judge, Sangamner, was rejected without considering the fact that earlier report was lodged by the applicant against the informant's brother Gokul.

5 The learned APP for the State strongly opposed the application and submitted that the applicant is involved in the serious crime.

6 Considering the facts and circumstances of the case, it appears that there is a delay of 18 days for lodging the report against the applicant, which creates a reasonable doubt about the veracity of the contents of the report. Not only this, there is earlier report lodged by the applicant against the brother of the informant on 13th August, 2022. Therefore, the possibility of lodging false report by the informant against the applicant cannot be ruled out. Considering all these reasons, *prima-facie* case is made out to grant ad-interim protection to the applicant. Hence, the following order:-

ORDER

- I. Issue notice to the respondent, returnable on 20th June, 2025.
- II. The learned APP waives notice on behalf of the respondent / State.
- III. Till next date, in the event of arrest of applicant in connection with Crime No.0184 of 2025, dated 15th March, 2025, registered with Sangamner City Police Station, District Ahilyanagar, for the offence punishable under Section 119(1) read with 3(5) of the Bharatiya Nyaya Sanhita, be released on bail on furnishing personal bond of Rs.15,000/- with surety of the like amount on following conditions:-

- a) The applicant shall not pressurize the prosecution witnesses, in any manner.
- b) The applicant shall not tamper with the prosecution evidence, in any manner.
- c) The applicant shall attend the concerned police station as and when required and shall co-operate in the investigation.
- d) The applicant shall not indulge in similar activities again.

IV. The concerned to act upon the authenticated copy of this order.

[SANJAY A. DESHMUKH, VJ.]

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