IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR
CRIMINAL APPELLATE JURISDICTION

CRIMINAL ANTICIPATORY BAIL APPLICATION NO. 2071 OF 2025

Omkar Dipak Patankar …. Applicant

Versus

The State of Maharashtra …. Respondent

Adv. V. S. Shinde, Advocate for the Applicant.
Mr. A. S. Shalgaonkar, A.P.P., for the Respondent – State.
Mr. Nakul V. Shukla, Advocate for the Intervenor.

CORAM : SHIVKUMAR DIGE, J.
DATE : 20th NOVEMBER, 2025.

P.C. :

1. The Applicant is apprehending arrest in Crime No.613 of 2024 registered with Juna Rajwada Police Station, Kolhapur, for the offences punishable under Section 384, 386, 406, 419, 420 read with Section 34 of the Indian Penal Code, 1860 (for short, "IPC") and Section 3 of the Maharashtra Prevention and Eradication of Human Sacrifice and other Inhuman, Evil and Aghori Practices and Black Magic Act, 2013.

2. It is prosecution's case that during period 13th February 2023 to 8th February 2024, the Applicant and co-accused extorted money, as well as gold and silver ornaments, from the first informant

and his family members on the ground of warding off black magic allegedly done on his family.

3. It is contention of learned counsel for the Applicant that the Applicant has been falsely implicated in this case. He has been involved in the present crime merely because he is the son of the accused no.1. There are no allegations against the Applicant, and he never met the first informant or his family members. Considering allegations against the Applicant, his custodial interrogation is not required, and requested to allow the application.

4. It is contention of learned APP along with learned counsel for the Intervenor that the Applicant had visited the house of the first informant on various occasions. He went there along with co-accused, met the first informant, and took gold and silver ornaments from first informant. There is specific reference of the Applicant in First Information Report. The amount recovered from the first informant by the accused no.1 have been transferred to the bank account of the Applicant, totaling to Rs.10,00,000/-, which indicates the Applicant's involvement in the crime. The Applicant is absconding since registration of the offence. Considering allegations against him, his custodial interrogation is required, and requested to

reject the application.

5. I have heard all learned counsel, perused F.I.R. and documents produced on record.

6. In F.I.R., there are specific allegations against the Applicant that he had visited the house of the first informant along with co-accused and assured him that they would ward off black magic allegedly done on his family. The Applicant took gold and silver ornaments from the first informant. An amount of Rs.10,00,000/-, being the crime proceeds, was transferred to the bank account of the Applicant. It shows his involvement in the crime. The nature of offence is serious, and investigation is in progress. The Applicant has been absconding since registration of the offence. Considering these facts, his custodial interrogation is required, and I pass following order:

ORDER

i. The application is rejection.

7. In view of the aforesaid terms, the application is rejected and accordingly disposed off.

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

(SHIVKUMAR DIGE, J.)