

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

ANTICIPATORY BAIL APPLICATION NO. 774 OF 2025

Anujkumar Shivprakash Yadav

..... Applicant

VERSUS

The State of Maharashtra

..... Respondent

Mr.Kunal Jha for the Applicant.

Mr. Nitin B. Patil, A.P.P. for the State.

Mr. Gaikwad, P.S.I., Samta Nagar Police Station present.

CORAM : RAJESH S. PATIL, J.

DATE : 26th MARCH, 2025

P.C. :-

This application is filed under Section 482 of the Bhartiya Nagarik Suraksha Sanhita, 2023 for seeking pre-arrest bail in connection with the First Information Report (FIR) No.10/2025 registered with the Samta Nagar Police Station, Mumbai, for the offence punishable under Sections 118(2), 118(1), 115(2), 351, 352, 189(2), 191(2), 191(3), 190, 3(5) of the Bhartiya Nyaya Sanhita, 2023.

2. It is alleged in the complaint which is a part of the FIR that on 31/12/2024, there was a quarrel between the accused – Vishnu

Omprakash Yadav and one Sanjeev Yadav on the point of parking of bike on the public road. On 3/1/2025, Omprakash Yadav along with his sons and relatives assaulted the informant. It is alleged that the present applicant assaulted the informant by means of fist and blow thereby injuring the informant. The informant was taken to the hospital and thereafter, the FIR has been lodged.

3. The father of the accused – Vishnu Omprakash Yadav has already been granted bail by the Sessions Court. Vishnu Yadav, Roshan Vishwakarma were granted pre-arrest bail by this Court. Omprakash Yadav granted regular bail. The rest of the accused have not applied for anticipatory bail.

4. The learned APP submitted that in order to complete the investigation the custody of the present applicant would be necessary.

5. After hearing both the sides and after considering the FIR, it seems that the injury to the informant is not of a grievous nature. The injury is only to the left elbow and to the palm of the informant. Therefore, *prima facie*, as of today, suffice would be the purpose, if the applicant is directed to attend the concerned police station in order to record his statement for the purpose of investigation. The physical

presence of the present applicants is not necessary for the purpose of interrogation. Hence, case is made out to grant pre-arrest bail to the present applicant.

ORDER

- (a) **The anticipatory bail application is allowed.**
- (b) In the event of arrest in connection with 10/2025 registered with the Samta Nagar Police Station, Mumbai, the applicant shall be released on bail, on furnishing PR. bond to the extent of Rs.30,000/- with one or two sureties of the like amount.
- (c) The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with facts of case so as to dissuade him from disclosing the facts to Court or any Police Officer and shall not tamper with evidence.
- (d) The applicant shall furnish details of his residential address, contact numbers and email address to the Investigating Officer.
- (e) The applicant shall attend the concerned police

station on 7/4/2025, 8/4/2025 and 9/4/2025 between 11.00 a.m. to 1.00 p.m. and thereafter, as and when called for.

(f) It is made clear that the observations made herein are prima facie, and the trial Court shall decide the case on its own merits, in accordance with law, uninfluenced by the observations made in this order.

6. **The anticipatory bail application is disposed of.**

[RAJESH S. PATIL, J.]