



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

ANTICIPATORY BAIL APPLICATION NO.788/2025

KRISHNA SAMPAT PAWAR ...APPLICANT
VS
THE STATE OF MAHARASHTRA ...RESPONDENT

...
Adv. Umesh Mankapure a/w Satyam A. Surana i/b Atul R. Patil for the
Applicant.
Adv. Avinash A. Naik, APP for the Respondent State.
...

CORAM : RAJESH S. PATIL, J.
DATED : APRIL 17, 2025

P.C.:

1. Mr. Mankapure, learned counsel for the applicant submits that the dispute between the applicant and his wife has now been settled and they both are happily staying together. He submits that the present FIR was filed by the mother-in-law of the present applicant. The wife of the present applicant has tendered a photocopy of her Affidavit of Consent. The original Affidavit of Consent is with the wife of the applicant and the applicant and his wife both are on their way from Pune to come to Mumbai. He undertakes to file the original copy of Affidavit of Consent with the Registry of this Court.

2. A photocopy of the Affidavit of Consent of the applicant's wife dated 15 April 2025 is taken on record. For ease of reference a

scanned copy of the same is reproduced herein below :

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16/11/04 (A)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
ANTICIPATORY BAIL APPLICATION NO. 788 / 2025

Krishna Sampat Pawar

...Applicant

Vs

State of Maharashtra

...Respondent

AFFIDAVIT OF CONSENT



I, Ms. Namita Krishna Pawar @ Namita Sushil Dudhwadkar, Age
26 years, r/o: Room No. 3 Opp. Kajolkar Society, New Bhim Nagar,
Behind Sarvoday Hospital, Ghatkopar West, Mumbai – 400 084, do
hereby solemnly state and affirm as follows:

1. That I reside at the aforementioned address along with my Father
Mr. Sushil Dudhwadkar, mother Mrs. Kavita Sushil
Dudhwadkar, and brother Mr. Laukik Dudhwadkar.
2. That I am in consensual relationship and living together / co-
living with the Applicant Mr. Krishna Pawar since 2020.

3. That I separated temporarily from the Applicant in July 2024 along with my son Varad.
4. That my father informed the applicant about the ill health and medical attention of my son and thus, in February 2025 the applicant came to my house to take custody my son.
5. That, I have heard and learnt that, at the said time, a minor altercation took place between the Applicant and my mother. During the said altercation and commotion, there was presence of multiple persons in the house due to which minor scuffle / pushing took place on the spot. Pursuant to this, my mother lost balance and fell down and thus got injured.
6. That resultantly, I had filed a Criminal Writ Petition (for Habeas Corpus) No. 1079 / 2025 seeking production and custody of or son Mast. Varad.
7. That during the pendency of the aforesaid Writ Petition, the applicant and myself have mutually and voluntarily settled our disputes and have decided to reconcile.
8. That the Terms of settlement and Consent have been recorded independently and separately. That the said Writ Petition has been withdrawn vide order of this Hon. Court dt. 15.04.2025
9. I state and submit that the applicant and me are now residing together voluntarily and happily and have no disputes or

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complaints whatsoever. That I have consented to facilitate the quashing / compounding / discharge / disposal, etc of any and all cases filed against the applicant.

10. That as per my knowledge the said FIR has been registered as an instant reaction and impulse due to anger about the custody of my son Varad.

11. I say that I have NO OBJECTION whatsoever if the applicant is granted Anticipatory Bail by this Hon. Court.

12. I say that this affidavit has been executed with full and voluntary consent, free will, without any fraud, coercion, misrepresentation or undue influence.

Date: 15.04.2025

Place: Mumbai



(Namita Krishna Pawar)

Deponent

BEFORE ME

Dhanag

(Identified by Me)

Adv. S. N. Dhanage
Notary Govt. of India
Regd. No. 15376, MUMBAI (MS)
404-405, 4th Floor, Davar House,
197/199, Near Central Camera Bldg.,
D. N. Road, Fort, Mumbai - 400001,
Web.: 8591897834

NOTED & REGISTERED

Page No. 134 Sr. No. 549
Date 15 APR 2025



3. Mr. Mankapure also submits that a Criminal Writ Petition No.1079 of 2025 was filed by the wife of the present applicant for habeas corpus so as to produce the minor son before this Court. He submits that the said Criminal Writ Petition matter was settled between the parties and the wife of the applicant has withdrawn the Criminal Writ Petition No.1079/2025 unconditionally.

4. The learned APP submits that in view of the settlement between the parties, the custody of the present applicant is not at all necessary.

5. Considering the submissions made by the counsel for the applicant and the learned APP, the Affidavit of Consent of the wife of the applicant (who is the daughter of complainant), in my view, the grounds are made out to allow the present anticipatory bail application. Hence, I pass the following order.

ORDER

(a) **The anticipatory bail application is allowed.**

(b) In the event of arrest in connection with Crime No. 145/2025 registered with Ghatkopar Police Station the applicant shall be released on bail, on furnishing PR. bond to the extent of Rs.25,000/- with one or more sureties of the like amount.

(c) The applicant shall co-operate with the investigation and attend and meet the Investigating Officer of the concerned Police Station as and when called by the investigating officer.

(d) 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 further, the applicant shall not tamper with the evidence in any manner whatsoever.

(e) The applicant shall furnish details of his residential addresses, contact numbers and e-mail addresses to the Investigating Officer.

6. Needless to say, violation of any of the aforesaid conditions would make the applicant liable to face proceedings for cancellation of anticipatory bail. It is clarified that the observations made in this order are limited to the question of grant of anticipatory bail to the applicant in the present application, and that the trial Court shall proceed further, without being influenced by the observations made in this order.

7. **The anticipatory bail application is disposed off.**

(RAJESH S. PATIL, J.)