

...Applicant

...Respondents

**WITH
INTERIM APPLICATION NO. 3603 OF 2025**

Mr. A. Dave, Advocate for the Intervener.

CORAM : N.R. BORKAR, J.
DATE : 10.12.2025.

P.C. i

1. Mentioned out of turn.
2. This is an application for Anticipatory Bail.
3. The applicant is apprehending his arrest in Crime No. 110 of 2025 registered at Dongari Police Station, for the offences punishable under Sections 316(5), 318(4) and 61(2) of the Bharatiya Nyaya Sanhita, 2023.
4. It is the case of the prosecution that the first informant is a jeweler. It is alleged that in April 2025 the co-accused Abdul Rauf and the co-accused Pamesh Khimawat, in connivance with

each other, had induced the first informant to purchase 25 coins of 100 grams each for Rs. 2,30,00,000/- as pure gold coins however the said coins were later on found to be made of silver. The allegations are thus of defrauding the first informant to the tune of Rs.2,30,00,000/-.

5. I have heard the learned counsel for the applicant and the learned APP for the respondent-State.

6. The learned counsel for the applicant submits that the applicant has nothing to do with the alleged crime. It is submitted that, according to the prosecution, out of the said defrauded amount, the applicant has received an amount of Rs.45,00,000/- from the co-accused. The learned counsel for the applicant submits that the applicant, without prejudice to his right, has deposited the said amount before this Court.

7. On the other hand, the learned APP for the respondent-State and learned counsel for the first informant submit that considering the nature of crime, the applicant may not be released on anticipatory bail.

8. The prosecution has filed the charge-sheet against the

other co-accused. Except for the statement of the co-accused, there is no other incriminating material against the present applicant. Considering the overall facts and circumstances of the case, I am inclined to release the applicant on anticipatory bail. In the result, the following order is passed :

ORDER

- a) The Application is allowed.
- b) In the event of arrest of the applicant in connection with Crime No. 110 of 2025 registered at Dongari Police Station, for the offences punishable under Sections 316(5), 318(4) and 61(2) of the Bharatiya Nyaya Sanhita, 2023, the applicant be released on bail on furnishing P.R. Bond in the sum of Rs. 25,000/- with one or two sureties in the like amount.
- c) The Interim Application for intervention stands disposed of

[N.R.BORKAR, J.]