

Arjun

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

ANTICIPATORY BAIL APPLICATION NO.1630 OF 2025

Vijay Haridas Phalke & Anr.

...Applicants

Versus

The State of Maharashtra & Anr.

...Respondents

Ms. Anjali Patil, for the Applicants.

Ms. M. M. Deshmukh, Public Prosecutor a/w Ms. S. M. Yadav, APP for the Respondent-State.

Mr. Hitesh P. Shah, for Respondent No.2.

CORAM: MADHAV J. JAMDAR, J.

DATED: 14 OCTOBER 2025

P.C.:

1. At the outset, Ms. Deshmukh, learned Public Prosecutor submits that as far as Applicant No.1 is concerned, there are 5 criminal antecedents and as far as Applicant No.2 is concerned, there are 3 criminal antecedents. She submits that all the antecedents are not disclosed in the Anticipatory Bail Application and therefore the Applicants have not approached the Court with clean hands. She further submits that in terms of the law laid down by the Supreme Court in the case of *Munnesh v. State of Uttar Pradesh*¹, the Anticipatory Bail Application is required to be dismissed on this ground alone.

¹ 2025 SCC OnLine SC 1319

2. In view of the said submission made by Ms. Deshmukh, learned Public Prosecutor, Ms. Anjali Patil, learned Counsel appearing for the Applicants seeks withdrawal of the Anticipatory Bail Application. She submits that liberty be granted to file fresh Anticipatory Bail Application by giving all the particulars of the antecedents. She only submits that a learned Single Judge by Order dated 18th June 2025 has protected the Applicants and therefore the said protection be continued for some period.

3. Accordingly, the Anticipatory Bail Application is allowed to be withdrawn and disposed of as such with liberty as sought.

4. Protection granted by a learned Single Judge by the Order dated 18th June 2025 shall remain in operation till 6th November 2025.

[MADHAV J. JAMDAR, J.]