

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

Anticipatory Bail Application No.2094 of 2025

Nimesh Uttambhai Desai
Age: 50 yrs, Occ:Business
R/at Flat No.702, Parwana
Apt, Near Kalpana Chawla
Chowk Opp. Axis Bank, Ram
Nagar, Off Sai Baba Nagar,
Borivali West, Mumbai 400 092. Applicant.

Vs.

The State of Maharashtra
(At the instance of Malad Police
Station) Respondent.

Mr Aabad Ponda, Senior Advocate a/w Mr DD Singh, Mr
Shivam Singh, Mr DK Shukla, Mr Anurag Singh and Mr
Atul Mishra for the applicant.

Mr Anand Shalgaonkar, APP for the respondent / State.

API Dattatraya Patil, Malad Police Station, Mumbai.

**Coram : R.N.Laddha, J.
Date : 29 July 2025.**

P.C. :

The learned Senior Counsel appearing on behalf of the
applicant submits that the applicant has been accused of

offences punishable under Sections 106(1) and 290 of the Bharatiya Nyaya Sanhita (BNS) 2023. He further submits that both of these offences are bailable in nature.

2. The learned APP, following the instructions from the Investigating Officer, submits that the prosecution does not propose to invoke or add any further penal provisions in the present case. In light of this statement made by the learned APP, the present application does not warrant further adjudication and accordingly, stands disposed of. It is made clear that the applicant is at liberty to avail of or pursue any other appropriate legal remedies as may be available under the law, as and when deemed necessary.

[R. N. Laddha, J.]