

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
ANTICIPATORY BAIL APPLICATION NO. 3164 OF 2025

Mahaveer Singhatwadia
s/o. Shantilal Singhatwadia
V/s.
The State of Maharashtra & Anr.

...Applicant
...Respondents.

.....

Mr. Rahul J. Gada for the Applicant.
Mr. R.M. Pethe, APP for the Respondent/State.
Adv. Fehmida Ahmed i/b Adv. M.B. Shirsat for Respondent No.2.
PSI Sagar Awate, Kurar Police Station is present.

.....

CORAM : N.R. BORKAR, J.
DATE : 19.11.2025.

P.C. :

1. This is an application for anticipatory bail.
2. The applicant is apprehending his arrest in Crime No. 556 of 2025 registered at Kurar Village Police Station for the offences punishable under Sections 3(5), 351(3), 352, 318(4) & 316(2) of the Bharatiya Nyaya Sanhita, 2023.
3. It is the case of the prosecution that the first informant carries out the transactions pertaining to gold & silver. It is alleged that the co-accused Vaibhav Gandhi and Kalidas Naagar misappropriated 3843.954 grams of gold belonging to the first informant. The allegations against the present applicant are of purchasing about 800 grams out of the said misappropriated gold.

4. I have heard the learned counsel appearing for the applicant, the learned APP for the respondent / State and the learned counsel for the respondent No.2/first informant.

5. The anticipatory bail is sought on the ground of parity. In support of the said ground, the learned counsel for the applicant has produced on record copy of order passed by this Court dated 14th October 2025 in Anticipatory Bail Application No. 2735 of 2025 and connected applications. The learned counsel for the applicant submits that by the said order this Court has released the co-accused Dinesh P. Panchal, Ishwarlal P. Panchal and Mukesh Kumar Panchal on anticipatory bail. It is submitted that the allegations against the present applicant and said co-accused are identical.

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

7. The main allegations are against the co-accused Vaibhav Gandhi. There are no other criminal antecedents against the present applicant. Considering the said facts and circumstances, 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 C.R. No. 556 of 2025 registered at Kurar Village Police Station for the offences punishable under Sections 3(5), 351(3), 352, 318(4) & 316(2) of the Bharatiya Nyaya Sanhita, 2023, he be released on bail on executing P.R. Bond in the sum of Rs.25,000/- with one surety or two sureties in the like amount.
- C) The applicant shall attend the concerned police station as and when called by the Investigating Officer and shall cooperate in the investigation.

[N.R.BORKAR, J.]