



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

BAIL APPLICATION NO. 32 OF 2026

BAPURAO ASHRUBA PARJANE
VERSUS
THE STATE OF MAHARASHTRA

Advocate for Applicant : Mr. Rahul P. Mote
APP for Respondents-State : Mr. B. B. Bhise

CORAM : SACHIN S. DESHMUKH, J.

Date : 27th January, 2026

ORDER :-

1. The applicant has approached this Court seeking regular bail in connection with FIR dated 30.08.2025 bearing Crime No. 448 of 2025 registered with Shivaji Nagar Police Station, Dist. Beed for the offences punishable under Sections 179, 180, 3(5) of the Bharatiya Nyaya Sanhita, 2023.

2. The case of the prosecution is that on 30.08.2025 at approximately 09:30 hrs, the informant and his companion Vikas Borwade visited the cash deposit machine (CDM) located at the Swarajyanagar Bazar Complex for the purpose of a routine cash withdrawal. According to the prosecution, upon opening the U.R.J.B. box of the machine, they discovered seven counterfeit notes of Rs. 500/- denomination. A detailed inspection of these

notes revealed four notes bearing serial number 9LR998525, one note with serial number 5MV135154, one note with serial number 3RB631108 and one note with serial number 5HQ776892. A subsequent review of the bank's CCTV footage showed a male individual attempting to deposit money into the CDM. The footage captured the machine rejecting and ejecting several counterfeit notes that the individual was attempting to insert. By verifying the bank account details linked to that specific transaction, the individual was identified as Agam Vaibhav Sopanra. Accordingly, the FIR has been registered.

3. The learned counsel for the applicant submits that the present case is of a false implication, asserting that the applicant was arrayed in the FIR solely on the basis of a statement made by co-accused Vaibhav. It is argued that such a statement holds limited evidentiary value at this stage. Furthermore, the counsel emphasizes that the alleged offences are triable by the Judicial Magistrate First Class (JMFC). As the investigation is complete and the charge-sheet is filed, the counsel submits that further custodial interrogation is unjustified and thus prays for the application to be allowed.

4. The learned APP has opposed the application and submitted that the crime is serious in nature and there is sufficient material on record to establish the complicity of the applicant. If the applicant is enlarged on bail, there is every possibility of tampering with the prosecution evidence. Hence, it is prayed that the application be rejected.

5. Considering the submissions of both sides and a perusal of the record, it is a matter of record that, the CDM machine ejected the notes during a transparent transaction using the bank account. Prima facie, it is evident that the primary ingredient of the offence, knowledge or reason to believe that the notes were counterfeit, is entirely absent.

6. Moreover, the statement of Ganesh, the owner of the premises, indicates the presence of the applicant accompanying the primary accused to the deposit the amount in the machine. However, the CCTV footage does not indicate the presence of the applicant. Therefore, prima facie, it appears to be a case of false implication.

7. In connection with the same, the arrest of the applicant was effected on 03.09.2025, since then, the applicant is in jail.

Admittedly, the alleged offences are triable by the learned JMFC Court. The investigation of the case is complete, and the charge sheet has been filed. Moreover, nothing remains to be recovered at the instance of the present applicant.

8. Considering that the necessary documents / material were already collected during the course of the investigation, no fruitful purpose would be served by keeping the applicant behind bars. The apprehension expressed by the learned APP, can be adequately taken care of by imposing stringent conditions. As such, the applicant deserves to be enlarged on bail by imposing stringent conditions.

9. Hence, the following order: :-

ORDER

- (I) Application is **allowed**.
- (II) Applicant – Bapurao Ashruba Parjane be released on regular bail on furnishing P.R. bond of Rs. 50,000/- (Fifty Thousand Only) with one or two local solvent sureties in the like amount, in Crime No. 448 of 2025 registered with Shivaji Nagar Police Station, Dist. Beed for the offences punishable under Sections 179, 180, 3(5) of the Bharatiya Nyaya Sanhita, 2023, on the following conditions :-

- (a) The applicant shall attend each and every date of the Trial Court unless exempted by the Trial Court.
 - (b) The applicant shall not pressurize the prosecution witnesses and shall not tamper with the prosecution evidence, in any manner.
 - (c) The applicant shall submit his Aadhar and Pan Card to the Investigation Officer and detailed addresses and phone numbers of applicant and two of the near relatives.
 - (d) Breach of any of the conditions by the applicants would entail the cancellation of the bail.
- (iii) Needless to states that the observations rendered herein are to the extent of this application and the trial court shall not be influenced by the same.

(SACHIN S. DESHMUKH, J.)