IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR

CRIMINAL APPELLATE JURISDICTION

CR. ANTICIPATORY BAIL APPLN. NO. 233 OF 2024

1. Jyoti Birudev Lavate
2. Birudev Bhiva Lavate ……Applicants

VERSUS.

The State Of Maharashtra ……Respondent

Mr. Jaydeep Mane, for Applicants.

Mr. Kumar V. Saste, A.P.P., for the Respondent-State.

SHANTANU SHANKARSA DHUDUM
Digitally signed by SHANTANU SHANKARSA DHUDUM
Date: 2026.10.15 10:41:50 +0530

CORAM : ASHWIN D. BHOBE, J.

DATE : 14th OCTOBER, 2026.

P.C.

1. Heard, Mr. Jaydeep Mane, learned Advocate for the Applicants and Mr. Kumar V. Saste, learned A.P.P., for the Respondent-State.

2. On 25th January, 2024, the following order was passed:

"1. The Applicants are seeking anticipatory bail in connection with C.R.No.901/2023 registered with Akluj Police Station, District-Solapur on 27.12.2023 under Sections 419, 417, 420, 465, 467 of IPC and under Sections 66C and 66D of the Information Technology Act.

2. Heard Mr. Jaydeep Mane, learned counsel for the Applicants and Smt. M.H. Mhatre, learned APP for the Respondent-State.

3. The FIR is lodged by one Anita Shingate. She has stated that her husband Bhauso Shingate passed away on 9.2.2023. He had some property in the form of shares worth Rs.9,64,533/-. The allegations are that the Applicants tampered with the phone of the deceased, substituted his Email ID with their own Email ID and then transferred those shares and misappropriated the amount.

4. Learned counsel for the Applicants submitted that the amount was deposited in the bank account of the Applicant No.1's father. He submitted that there were matrimonial disputes between the informant and the deceased. He further submitted that the Applicant No.2 is not connected with their family affairs. He has not committed the offence.

5. Learned APP submitted that the investigation is going on. As of today the offence is detected, but, the exact role and the exact offender is not yet determined. The investigating agency needs further time to answer these questions. She submitted that as of today there is no definite material against either of these Applicants.

6. Considering these submissions, the Applicants can be protected by ad-interim relief till the next date. They will have to cooperate with the investigation. Hence, the following order:

O R D E R

(i) In the event of their arrest in connection with C.R.No.901/2023 registered with Akluj Police Station, District-Solapur, till the next date, the Applicants be released on bail on their executing P.R. bonds in the sum of Rs.30,000/- each (Rupees Thirty Thousand Only) with one or two sureties each in the like amount.

(ii) This order shall operate till 7.3.2024.

(iii) The Applicants shall attend the concerned Police Station from 12.2.2024 to 15.2.2024 between 1:00 p.m. to 5:00

p.m. and thereafter as and when called. The Applicants shall cooperate with the investigation.

(iv) Stand over to 7.3.2024."

3. Mr. Jaydeep Mane, learned Advocate for the Applicants, submits that the Applicants have appeared before the Investigating Officer and have cooperated with the investigation in Crime No. 901 of 2023. He further submits that the Applicants shall continue to cooperate with the investigation and appear before the Investigating Officer as and when required.

4. Mr. Kumar V. Saste, learned A.P.P. for the Respondent–State, on instructions from the Investigating Officer, submits that the Applicants have appeared before the Investigating Officer attached to Akluj Police Station, District Solapur.

5. Considering the submissions made by Mr. Jaydeep Mane, learned Advocate for the Applicants and Mr. Kumar V. Saste, learned A.P.P. for the Respondent–State, having regard to the fact that the Applicants have been on interim bail since 25th January, 2024 and that the said order remains in force till date and there being no allegations against the Applicants of breach of the liberty granted to them or violation of any bail condition, this Application is allowed, by confirming the Order dated 25th January, 2024

and making it absolute in terms of paragraph 6(i) thereof, subject to the following additional conditions:

ORDER

A) The Applicants shall appear and report to the Investigating Officer as and when required by the Investigating Officer investigating in Crime No.901 of 2023.

B) The Applicants shall not, directly or indirectly, make any inducement, threat, or promise to any person acquainted with the facts of the case to dissuade such person from disclosing the facts to the Court or any police officer.

C) The Applicants shall not tamper with the evidence, in any manner.

D) The Applicants shall provide the Investigating Officer with their residential address along with proof, their contact number, email and must inform the Investigating Officer of any changes to this information from time to time.

6. Criminal Anticipatory Bail Application No.233 of 2024 is disposed of.

(ASHWIN D. BHOBE, J.)