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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

ANTICIPATORY BAIL APPLICATION NO. 2635 OF 2026

Hemant Kumar Singh …Applicant

Vs.

1. State of Maharashtra …Respondents
2. Harish Prakash Wagh

Mr. Sachin Gite, for the Applicant.
Mr. S.S. Ghag, APP for the Respondent-State.
Mr. Harish Prakash Wagh, Respondent No.2 is present.

CORAM: MADHAV J. JAMDAR, J.
DATE : 13th OCTOBER, 2026

P. C.:

1. Heard Mr. Gite, learned counsel appearing for the Applicant, Mr. Ghag, learned counsel appearing for the Respondent No.1 and Respondent No.2-Mr. Harish Prakash Wagh, who is personally present in Court.

2. By this application filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, the Applicant is seeking pre-arrest bail in connection with C.R. No.333 of 2026 registered with Dindori Police Station, Nashik Rural for the offences punishable under Sections 3(5), 316(2), 316(5), 318(2) and 318(4) of the Bharatiya Nyaya Sanhita, 2023.

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3. The prosecution case is set out in paragraph No.2 of the order dated 11th September 2026 passed by the learned Additional Sessions Judge-2, Nashik in Criminal Bail Application No. 1792 of 2026. The said paragraph No. 2 reads as under :-

> "2] In short, the case of the prosecution is that informant Harish Wagh lodged the report and alleged that he is having agricultural field Block No. 1053 at Jamori Shivar, Dindori and grape farm is there. In the month of March 2025, he intended to sale the grape crops of entire Block No. 1053. Thereby on 24.3.2025 Nitin Raskar came to him and told that applicant/accused is ready to purchase the same and will make payment within 8 days. The informant therefore shown grape farm and the rate of grape was fixed as Rs. 51/- per kg for total 297.62 Quintals. The informant was told that applicant/accused will make payment of it by cheque. Nitin Raskar from time to time in between the period 27.3.2025 and 11.4.2025 sent labours and vehicle of applicant/accused and took grape worth Rs. 15,17,862/-. Since then the informant trying to contact Nitin Raskar and applicant/accused for

making payment of grapes. However, they have avoided to make payment thereof. However, thereafter from time to time an amount of Rs. 7,95,562/- have been only paid and remaining amount have not been paid. Even the cheque came to be dishonour. As such, applicant/accused and Nitin Raskar cheated him and other agriculturist also. On the basis of such report offence as referred above came to be registered."

4. Thus, as per the prosecution case, the grape crop of the Respondent No. 2–First Informant was purchased by the Applicant, however, about 50% of the amount has not been paid.

5. The Respondent No. 2–Mr. Harish Prakash Wagh, who is personally present in Court, states that the entire payment has now been received.

6. Learned counsel appearing for the Applicant submits that although there are two antecedents of the year 2026, the same are of a similar nature, involving non-payment of the entire amount towards the grape crop purchased by the Applicant from the respective First Informants who have registered the said offence. He states that, in fact, in those cases also, the Applicant has now

paid the entire amount. He submits that, except for offences of a similar nature, there are no other antecedents.

7. Accordingly, the Anticipatory Bail Application is disposed of by passing the following order :-

O R D E R

(a) In the event of arrest of the Applicant-Hemant Kumar Singh, in connection with C.R. No.333 of 2026 registered with Dindori Police Station, Nashik Rural, the Applicant is directed to be released on bail on furnishing P.R. Bond in the sum of Rs. 30,000/-, with one or two solvent sureties each in the like amount.

(b) The Applicant shall attend the concerned Police Station as and when called by the Investigating Officer.

(c) The Applicant shall furnish his cell phone number and residential address to the Investigating Officer and shall keep the same updated, in case of any change thereto.

(d) The Applicant shall not directly or indirectly make any inducement, threat, or promise to any person

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acquainted with the facts of the case so as to dissuade such a person from disclosing the facts to the Court or to any Police personnel.

(e) The Applicant shall not tamper with the prosecution evidence and shall not contact or influence the Complainant or any witness in any manner.

8. The Anticipatory Bail Application is disposed of accordingly.

[MADHAV J. JAMDAR, J.]