HARSHADA H. SAWANT
(P.A.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

BAIL APPLICATION NO.4027 OF 2026

Seraj Ahmed Mohammad Haroon Memon .. Applicant
Versus
The State of Maharashtra .. Respondent

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- Mr. Sundeep Karnik a/w. Mr. Darsh Gala, Advocates for Applicant.
- Mr. Yogesh M. Nakhwa, APP for Respondent.

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CORAM : MILIND N. JADHAV, J.
DATE : OCTOBER 07, 2026

P.C.:

1. Heard Mr. Karnik, learned Advocate for Applicant and Mr. Nakhwa, learned APP for Respondent.

2. This is an Application under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking Bail in connection with ATS Crime No.8 of 2024 (formerly C.R. No.295 of 2024) registered with Chhawani Police Station, Malegaon for offences punishable under Sections 318(4), 338, 336(3), 340(2), 316(5) and 111 read with Section 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. Applicant is indicted for offences of cheating and other allied offences committed under the Prevention of Money-Laundering Act, 2002 (PMLA). He has already granted regular bail in predicate offence, copy of which is appended at page No.139. I have perused the same.

4. However as per Court Compliance, a Report has been

prepared by the Chief Medical Officer, Mumbai Central Prison, Mumbai where the Applicant has been lodged. Copy of this report dated 07.03.2026, is placed at page No.162. This Report categorically states that the prisoner's condition is precarious in view of the worsening of symptoms and he has been advised a discectomy surgery for further treatment of his vertebraes, four levels out of which have been specifically affected.

5. Considering the aforesaid reasons and the Applicant having undergone 23 months' custody, no further custodial interrogation of the Applicant is required and in view of the trial not having commenced or being concluded in the near foreseeble future, persuades me to allow the present Application. Applicant is granted bail.

6. Considering the aforesaid, Applicant is released on bail subject to following conditions:-

(i) Applicant is directed to be immediately released from prison in connection with ATS Crime No.8 of 2024 (formerly C.R. No.295 of 2024);

(ii) Applicant is ordered to be released on bail on furnishing P.R. Bond of Rs.1,00,000/- (Rs. One Lakh only) with one or two surety / sureties of the like amount within a period of four weeks from today;

(iii) Applicant, is ordered to be released on bail on cash bail of Rs.1,00,000/- (Rs.One Lakh only) and shall furnish one or two sureties of the like amount within a period of four weeks from today;

(iv) Applicant shall report to the Investigating Officer at the concerned Police Station, once every month on the first Monday of the month between 10:00 a.m. to 12:00 p.m.;

(v) Applicant shall co-operate with the conduct of trial and attend the Trial Court on all dates, unless specifically exempted and will not take any unnecessary adjournments, if he does so it will entitle the prosecution to apply for revocation of this order;

(vi) Applicant shall not leave the State of Maharashtra without prior permission of the Trial Court;

(vii) Applicant shall not influence any of the witnesses or tamper with the evidence in any manner;

(viii) Applicant shall keep the Investigating Officer informed of his current address and mobile contact number and / or change of residence or mobile details, if any, from time to time, as applicable; and

(ix) Any infraction of the conditions shall entail cancellation of bail granted to the Applicant.

7. It is clarified that the observations made in this order are limited for the purpose of granting Bail only and I have not made any observations on merits of the case. The trial shall be adjudicated on the strength of the evidence led and strictly on its own merits being uninfluenced with any of the *prima facie* observations made hereinabove in this order.

8. Bail Application is allowed and disposed of in the above terms.

H. H. SAWANT

[MILIND N. JADHAV, J.]

HARSHADA HANUMANT SAWANT
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Date: 2026.10.07 14:44:12 +0530