IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

BAIL APPLICATION NO. 3743 OF 2025

Harshada Suresh Chavan .Applicant

Vs.

The State of Maharashtra .Respondent

Mr. Ninad Bhabal a/w. Mr. Yogesh Sukale i/b. Mr. Animesh Kashyap, Advocates, for the Applicant
Mr. Y. M. Nakhawa, APP, for the Respondent – State
Mr. P. G. Ghugave, API, Khandeshwar Police Station present
Mr. Amey Potdar, Jailor II, District Prison, Kalyan present

ANAND SUDHAKAR SUDAME
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Date: 2026.10.05 16:41:11 +0530

CORAM : MILIND N. JADHAV, J.

DATE : 05.10.2026

P. C.

1. Heard Mr. Bhabal, learned Counsel for the Applicant and Mr. Nakhawa, learned APP for the Respondent – State.

2. This Application is filed under Section 483 of the Bhartiya Nagarik Suraksha Sanhita, 2023 (for short "BNSS") in connection with C.R.No. 68 of 2022 registered with Khandeshwar Police Station, Navi Mumbai for offences punishable under Sections 406, 420 r/w. 34 of the Indian Penal Code, 1860 (for short "IPC").

3. The Applicant is indeed suffering from a serious medical ailment which needs to be immediately considered by the Court. She is arrested in an economic offence for having taken amounts from investors along

with other co-accused persons. The total outlay of funds for which the Applicant is indicted is approximately Rs. 2.49/- Crores. The other co-accused persons are also involved in the crime. The receipt issued to the investors *prima facie* forms part of the record which *prima facie* shows that there was relationship between the parties. However, what impels me to consider the Applicant's case for grant of bail is her medical condition. The Prisoner's Health Report *prima facie* acknowledges the fact that the Applicant is a chronic patient of epistaxis for the last two years, since her imprisonment she has been regularly referred to the State run hospital in Thane as well as Sir J. J. Group of Hospitals on as many as 11 occasions. The material has been placed before me. Learned Advocate for the Applicant has drawn my attention to page 612, whereby it is *prima facie* seen that the Applicant was also admitted to the Tata Memorial Centre for treatment of brain tumor which is *prima facie* also opined by the District Civil Hospital, Thane case paper of which is placed at page No. 614. The condition of the Applicant is *prima facie* precarious, since she has already admitted to chemotherapy in Tata Memorial Hospital Centre which is *prima facie* seen from the Certificates which are placed at page No. 617 and I have no reason to disbelieve them. In that view of the matter, the Applicant's case is considered for grant of regular bail so that the Applicant can

treat herself within the confines of her home. Another reason which impels me to consider the Applicant's case is that the Applicant has two minor sons, who are required to be given care and support. The Applicant is 40 years old. In that view of the matter, the Applicant is granted regular bail.

4. Hence, in view of above *prima facie* observations and finding, Bail Application of Applicant is allowed subject to the following terms and conditions:-

**(i)** Applicant – **Harshada Suresh Chavan** is directed to be immediately released from prison in connection with CR. No. 68 of 2022;

**(ii)** Applicant is directed to be released on bail on furnishing P. R. Bond of Rs.15,000/- (Rs. Fifteen Thousand only) with one or two sureties of the like amount;

**(iii)** Applicant shall report to the Investigating Officer at Khandeshwar Police Station, Navi Mumbai, once every month, on the first Monday of the month between 10:00 a.m. to 12:00 p.m. until commencement of trial and thereafter shall attend all dates of hearing before the Trial Court;

**(iv)** Applicant shall co-operate with the conduct of the trial and remain present before the Trial Court on all dates, unless specifically exempted. Applicant shall not seek unnecessary adjournments. Any such conduct shall entitle the prosecution to apply for cancellation of bail;

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

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

**(vii)** Applicant shall keep the Investigating Officer informed of her current residential address and mobile telephone number and shall forthwith inform the Investigating Officer of any change in her residential address or mobile telephone number, as and when such change occurs; and

**(viii)** Any breach or infraction of any of the aforesaid conditions shall entail cancellation of the bail granted to the Applicant.

5. 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.

6. Bail Application is allowed and disposed in the above terms.

(MILIND N. JADHAV, J.)