vaishnavi

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

ANTICIPATORY BAIL APPLICATION NO. 3020 OF 2026

Kajal Dayal Punjabi ...Applicant
V/s.
State of Maharashtra ...Respondent

Mr. Ghanshyam Mishra a/w Ms. Ekta Bhalerao, for the Applicant.

Ms. Megha S. Bajoria, APP for the Respondent – State.

Ms. Jyoti Gaikwad, PI, Ms. Rupali Sanap, PSI, Chembur Police Station, Mumbai, is present.

CORAM : PRAFULLA S. KHUBALKAR, J.
DATE : 22nd OCTOBER, 2026.

P.C. :-

1. Heard learned counsel for applicant as well learned APP for respondent-state.

2. The applicant has filed the instant application seeking pre-arrest bail in FIR No. 1232 of 2026 registered with Chembur Police Station for offence under Sections 109(1), 115(2), 118(2), 189(2), 190, 191(2), 351(3) and 61(2)(a) Bharatiya Nyaya Sanhita.

3. The FIR is lodged on the basis of a report lodged by the complainant, alleging that on 30th September 2026, at about 8:00 p.m., there was a quarrel between the complainant and the accused

persons. At that time, there was scuffle in which accused no. 1, Aman, has allegedly attacked the complainant's brother-in-law, by name Punit Rajpal, by way of knife. The offence came to be registered against seven persons, including this applicant, who is arraigned as accused no. 6.

4. Learned counsel for applicant submits that no role is attributed to this applicant with respect to the incidence dated 30th September 2026. He submits that the applicant is arraigned as accused only on account of an incidence of 29th September 2026, when she had some altercation with the complainant's wife related to return of the hand loan amount. He submits that the allegations of attack are against the other accused persons and only because the applicant has allegedly threatened the complainant's wife on the earlier date about some consequences, she has been implicated in the instant offence. He also submits that the other accused persons have been arrested and they are still in custody. He submits that the applicant is lady who is ready to join the investigation and extend cooperation.

5. Learned APP has opposed the application and submitted that the applicant's role is clearly stated in the incidence of 29th September 2026, which is the background for the incident of 30th September 2026. She submits that there are allegations to show that this

applicant has instigated other accused persons who attacked the victim. Apart from this, she submits that there are criminal antecedents total 3 in number against this applicant, out of which, in two offences, she is acquitted and one of the matter is pending. However, there is no dispute that the other five persons have been arrested and they are in custody.

6. Perused the FIR and the documents placed on record. It appears that the only role attributed to this applicant is her presence in the incidence of 29th September 2026, when she had some altercation with the complainant's wife on account of return of the hand loan amount. Apart from this, there is nothing to show that this applicant has done any overt act in the incidence of 30th September 2026.

7. Considering the fact that the main accused persons have been arrested and since there are no allegations about any attack by this applicant, there is no question of any recovery against the applicant. Her presence can be secured by directing her to join the investigation.

8. Hence I pass the following order.

: ORDER :

(i) Anticipatory Bail Application is allowed.

(ii) In the event of arrest of the applicant in connection with FIR No. 1232 of 2026 registered with Chembur Police Station

for offence under Sections 109(1), 115(2), 118(2), 189(2), 190, 191(2), 351(3) and 61(2)(a) Bharatiya Nyaya Sanhita, the Applicant may be released on bail on furnishing P.R. Bond of Rs. 25,000/- (Rupees Twenty Thousand only) with one solvent surety of the like amount.

(iii) The applicant shall attend the Investigating Agency on 26.10.2026 and 27.10.2026 between 10:00 a.m. to 02:00 p.m. and thereafter as and when call upon by the investigating agency and extend cooperation during investigation.

(iv) The applicant shall cooperate with the Investigating Agency during investigation and trial and shall not influence the prosecution witnesses.

9. The Application is accordingly allowed and disposed of in above terms.

(PRAFULLA S. KHUBALKAR, J.)