

N.S.Kamble

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL BAIL APPLICATION NO.929 OF 2025

Subhransh Nayak

... Applicant

Versus

The State Of Maharashtra

... Respondent

Mr.Souman K. Pathan, for the Applicant.
Mr.B.B. Kulkarni, APP for Respondent-State.

CORAM : SHIVKUMAR DIGE, J.

DATE : 17th JANUARY, 2026

P.C.:

. By this Application, Applicant is seeking regular bail in Crime No.1111 of 2024 registered with Wakad Police Station, Pune, for the offences punishable under Sections 420, 406, 467, 468, 471 and 120B read with Section 34 of the Indian Penal Code, 1860 ('IPC' for short), Sections 66-D of the Information Technology Act, 2000 ('IT Act' for short) and Sections 3 and 4 of Maharashtra Protection of Interest of Depositors (in Financial Establishments) Act, 2000 ('MPID' for short).

N.S.Kamble

2. It is prosecution's case that, the Applicant and co-accused in conspiracy lured and persuaded the First Informant to invest money in their company with promise of handsome returns, after investing amount, no money of First Informant and Investors were returned nor returns were given on it.

3. It is contention of learned counsel for the Applicant that the Applicant has been falsely implicated in this case. The main allegations are against the co-accused. The co-accused has been released on bail. Hence, the Applicant is entitled for bail on principle of parity. The learned counsel further submitted that as per prosecution's case, the amount of Rs.13 lakhs was transferred in bank account of the Applicant. To show his *bona fide*, the Applicant has deposited Rs.13 lakhs before the Trial Court. The Applicant has no antecedents and requested to allow the Application.

4. It is contention of learned APP that there is fraud of Rs.1,22,28,031/-. The Applicant and co-accused cheated the First Informant and other Investors. The Applicant and co-accused had cheated the other 72 persons. If Applicant released on bail he may

N.S.Kamble

abscond or threaten prosecution witnesses. Hence, requested to reject the Application.

5. I have heard both learned counsel. Perused charge-sheet and documents produced on record.

6. The Applicant is behind bars for more than 1 year and six months. There is no progress in the trial. To show *bona fide*, the Applicant has deposited Rs.13 lakhs before the Trial Court.

7. It is contention of the learned counsel for the Applicant that, the Applicant has no objection for withdrawal of deposited amount, by concerned Investors by filing appropriate Application before the Trial Court without admitting guilt of the Applicant. There is no progress in trial.

8. Considering these facts, I pass following order.

ORDER

(i) The Applicant-Subhransh Nayak be released on bail in Crime No.1111 of 2024 registered with Wakad Police Station, Pune, on furnishing PR bond of Rs.25,000/- with one or two solvent sureties in the like amount.

N.S.Kamble

- (ii) The Applicant shall not tamper with the evidence and/or influence the prosecution witnesses.
- (iii) The Trial Court shall decide the case on its own merits and in accordance with law, uninfluenced by the observations made in this order.
- (iv) The Applicant shall attend the concerned Police Station as and when required.
- (v) Application is allowed in the aforesaid terms.

(SHIVKUMAR DIGE, J.)