

Shubhada S Kadam

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

BAIL APPLICATION NO. 4639 OF 2025

Avinash Balaji BelgamwarApplicant
versus
The State of MaharashtraRespondent

with
BAIL APPLICATION NO. 4640 OF 2025

Akash Avinash BelgamwarApplicant
versus
The State of MaharashtraRespondent

Mr. Ashok Mundargi with Mr. Amit Ghag, Mr. Chinmay Inamdar and Mr. Viral Babar, Advocate for the Applicant.

Ms. Ranjana D. Humane, APP for Respondent-State.

Mr. Radhikesh Uttarwar along with Ms. Pooja Thakker and Ms. Pradnya Solanki, Advocate for Original Complainant.

PSI-Sameer Dabhade, EOW, Pimpri Chinchwad, present.

CORAM : SHIVKUMAR DIGE, J.

DATE : 3rd FEBRUARY, 2026.

P.C. :

1. Both these applications are arising out of same crime, hence, I am deciding these applications by this common order :

2. By these applications, the applicants are seeking regular bail in Crime No.307 of 2025 registered with Bhosari MIDC Police Station, District Pune, for the offences punishable under Sections 316(5), 318(4) and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

Shubhada S Kadam

3. It is prosecution's case that the applicants have cheated the first informant of ₹6.5 crores in respect of company transactions.

4. It is contention of the learned senior counsel for the applicants that after investigation, the cheated amount is mentioned as ₹1.40 crores. The applicants have not cheated the first informant. There is a dispute regarding IPR, which was sold to another firm. The applicants are behind bars for almost eight months. The applicants have no antecedents. Learned senior counsel further submitted that the applicants have deposited ₹50 lakhs before this Court to show their bona fides and requested to allow the applications.

5. It is contention of learned APP along with the learned counsel for the informant that the applicants have cheated the first informant. The applicants had assured that they would purchase the articles from the first informant's company, which they did not do, and instead entered into a joint venture with another company for the same product. If the applicants are released on bail, they may threaten the prosecution witnesses and requested to reject the applications.

6. I have heard all learned counsel, perused the charge-sheet and documents produced on record. Initially, the cheating amount was mentioned as more than ₹6 crores, but in the charge-sheet, it is

Shubhada S Kadam

mentioned as ₹1.40 crores. The dispute is regarding not keeping the promise given to the first informant's company and entering into a contract with another company. To show their bona fides, the applicants have deposited ₹50 lakhs before this Court. The applicants have no antecedents. The applicants are behind bars for more than eight months, it may take time to conclude the trial. Considering these facts, I pass the following order:

ORDER

- (i) The applicants be enlarged on bail in Crime No.307 of 2025 registered with Bhosari MIDC Police Station, District Pune, on executing P.R.Bond in the sum of Rs.30,000/-each with one or two sureties in the like amount.
- (ii) The applicants shall attend the concerned police station as and when required.
- (iii) The applicants shall not tamper with the evidence or attempt to influence or contact the complainant, witnesses or any person concerned with the case.

The applications are allowed in the aforesaid terms and are accordingly disposed of.

6. It is made clear that the above observations are made only for the purpose of granting bail and the Trial Court shall decide the case on its

Shubhada S Kadam

own merits in accordance with law and uninfluenced by the observations made in this order.

7. All concerned to act on the authenticated copy of this order.

(SHIVKUMAR DIGE, J.)