

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

ANTICIPATORY BAIL APPLICATION NO. 234 OF 2026

Irfan Lal Mohammed Node @ Irfan Nede ...Applicant

V/s.

The State of Maharashtra and Anr. ...Respondents

**WITH
INTERIM APPLICATION NO. 369 OF 2026**

Mr. Satyavrat Joshi (through VC), a/w Mr. Brijesh N., Adv. Shubham Shinde, Advocate for the Applicant.

Mr. V. N. Sagare, APP for the Respondent/State.

CORAM : N.R. BORKAR, J.
DATE : 04.02.2026.

P.C. :

1. This is an application for Anticipatory Bail.
2. The applicant is apprehending his arrest in Crime No. 1050 of 2025 registered at Kasarwadavli Police Station, for the offence punishable under Section 108 of the Bharatiya Nyaya Sanhita, 2023.
3. It is the case of the prosecution that the deceased and the present applicant were business partners and they had

business of sell and purchase of second-hand motor vehicles. It is alleged that certain financial dispute arose between the applicant and the deceased and the applicant started harassing the deceased for money. It is alleged that on 17.11.2025, due to the constant harassment caused by the present applicant, the deceased committed suicide by hanging himself.

4. I have heard the learned counsel for the applicant, the learned APP for the respondent-State and the learned counsel for the first informant.

5. The learned counsel for the applicant submits that there is a delay in lodging the FIR. It is submitted that even if the allegations are accepted on their face value still they would not constitute the abetment. The learned counsel for the applicant has drawn my attention to the WhatsApp chats between the applicant and the deceased to show that their relations were cordial. It is submitted that there is no need of custodial interrogation and the applicant is ready and willing to co-operate in the investigation.

6. On the other hand, the learned APP for the respondent-

State and the learned counsel for the first informant submit that there is no delay in lodging the FIR, as on 21.11.2025 itself the complaint was lodged against the present applicant and others before the Deputy Commissioner of Police Zone-5. It is submitted that considering the nature of crime, the applicant may not be released on anticipatory bail.

7. I have perused the FIR and the complaint dated 21.11.2025. According to the first informant, who is the wife of the deceased, on the very same day of incident, which took place on 17.11.2025, the deceased had disclosed about the alleged harassment to her. However, the complaint dated 21.11.2025 is silent about the said disclosure. Prima-facie, there appears to be delay in lodging the FIR. Considering the overall facts and circumstances of the case, I am inclined to release the applicant on anticipatory bail. In the result, the following order is passed :

ORDER

- a) The Application is allowed.
- b) In the event of arrest of the applicant in connection with Crime No. 1050 of 2025 registered

at Kasarwadavli Police Station, for the offence punishable under Section 108 of the Bharatiya Nyaya Sanhita, 2023, the applicant be released on bail on furnishing P.R. Bond in the sum of Rs. 25,000/- with one or two sureties in the like amount.

c) The applicant shall attend the concerned police station as and when called by the investigating officer and shall co-operate in the investigation.

d) The applicant shall deposit his passport with the concerned investigating officer within a period of four weeks.

8. Interim Application for intervention stands disposed of

[N.R.BORKAR, J.]