

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

ANTICIPATORY BAIL APPLICATION NO.307 OF 2026

Gope Shamdas Rajwani ... Applicant
Vs.
The State of Maharashtra & Anr. ... Respondents

Mr. M. K. Kocharekar for the Applicant.
Mr. B. V. Holambe Patil, APP for Respondent No.1-State.
Ms. Kinjal Khandelwal for Respondent No.2.
PI Sambhaji Gurav, V. P. Road PS is present.

CORAM : N.R. BORKAR, J.
DATE : 27TH FEBRUARY 2026

PC. :

1. This is an Application for anticipatory bail.
2. The Applicant is apprehending his arrest in Crime No.1822 of 2025 registered with V. P. Road Police Station for the offences punishable under Sections 3(5), 316(5), 318(4) of the Bharatiya Nyaya Sanhita, 2023.
3. It is the case of the prosecution that the first informant is involved in the business of gold. It is alleged that from 16th December 2025 to 27th December 2025 co-accused in the present crime obtained gold bracelets weighing 1517.600 grams from the first informant under the pretext of selling the same to a businessman from Indore and misappropriated the said gold bracelets. During the investigation of the present crime, they disclosed that they sold the gold bracelets to the present Applicant through co-accused Rajesh Dhaka.

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4. I have heard Learned Counsel for the Applicant, Learned APP for Respondent No.1-State and Learned Counsel for Respondent No.2.

5. Learned Counsel for the Applicant submits that the allegations against the Applicant are of purchasing 200 gram of gold. It is submitted that the Applicant has nothing to do with the alleged crime and he has just helped the co-accused Rajesh Dhaka to sell the gold in question. It is submitted that the Applicant, without prejudice to his rights and contention, is ready and willing to deposit an amount of Rs.15,00,000/-. It is submitted that there are no other criminal antecedents against the present Applicant.

6. On the other hand, Learned APP for Respondent No.1-State and Learned Counsel for Respondent No.2 submit that there is a material to show that the present Applicant has purchased 200 grams of gold from the co-accused Rajesh Dhaka. It is submitted that considering the nature of offence, the Applicant may not be released on anticipatory bail.

7. I have perused the papers of investigation. *Prima-facie* there appears to be substance in the submission of the Learned Counsel for the Applicant. The Applicant is ready and willing to deposit an amount of Rs.15,00,000/-. Considering the said facts, I am inclined to release the Applicant on anticipatory bail. Hence, the following order:-

ORDER

- i. The Anticipatory Bail Application is allowed.

- ii. In the event of the arrest of the Applicant in Crime No.1822 of 2025 registered with V. P. Road Police Station for the offences punishable under Sections 3(5), 316(5), 318(4) of the Bharatiya Nyaya Sanhita, 2023, he shall be released on bail on furnishing a PR Bond in the sum of Rs.25,000/- (Rupees Twenty Five Thousand Only) with one or two sureties in the like amount.
- iii. The Applicant shall attend the concerned Police Station as and when called for by the investigating officer and shall co-operate in the investigation.
- iv. The Applicant shall deposit an amount of Rs.15,00,000/- with this Court within a period of four weeks.

8. The Anticipatory Bail Application is disposed of in the aforesaid terms.

(N.R. BORKAR, J.)