

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
ANTICIPATORY BAIL APPLICATION NO. 315 OF 2026

Wasim Rashid Shaikh

...Applicant

V/s.

The State of Maharashtra

...Respondent.

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Mr. J.S. Tiwari for the Applicant.

Mr. P.H. Gaikwad, APP for the Respondent/State.

PSI A.K. Valvi, Palghar Police Station is present.

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CORAM : N.R. BORKAR, J.
DATE : 12.02.2026.

P.C. :

1. This is an application for anticipatory bail.

2. The applicant is apprehending his arrest in Crime No. 156 of 2025 registered at Palghar Police Station, Palghar for the offences punishable under Sections 8(c), 20(b) and 20(b)(ii) of the Narcotics Drug and Psychotropic Substances Act (NDPS Act).

3. It is the case of the prosecution that on 29th May 2025, on the basis of secrete information, search of the Car of the co-accused was taken and he was found in possession of 4 Kg 582 gm of Ganja. During the course of investigation, the said co-accused has revealed that the said seized Ganja belonged to the present applicant.

4. I have heard the learned counsel appearing for the applicant and the learned APP for the respondent / State.

5. Learned counsel for the applicant submits that the applicant has nothing to do with the alleged crime. It is submitted that the applicant has lodged multiple complaints to the concerned police station and even to the Superintendent of Police, Palghar in relation to the illegal activities of selling Ganja and illicit liquor by the co-accused and other persons. It is submitted that because of the said complaints, the co-accused with ill motive has falsely implicated the applicant. It is submitted that except the statement of co-accused, there is no other material against the present applicant to connect him with the alleged crime. It is submitted that there are no other criminal antecedents against the present applicant.

6. On the other hand, learned counsel for the applicant submits that the applicant is involved in serious offence under the NDPS Act. It is submitted that there is material to show that the present applicant was in contact of other co-accused. It is submitted that considering the nature of crime, the applicant may not be released on anticipatory bail.

7. It appears from the documents placed on record that the present applicant has made complaints in respect of illegal activities of selling of Ganja and illicit liquor by co-accused and others. In such situation, the possibility of false implication by the co-accused cannot be ruled out. There are no other criminal antecedents against the present applicant. Considering the said facts, I am inclined to release the applicant on anticipatory bail on certain conditions. In the result, the following order is passed.

ORDER

- A) The Application is allowed.
- B) In the event of arrest of the applicant in C.R. No. 156 of 2025 registered at Palghar Police Station, Palghar for the offences punishable under Sections 8(c), 20(b) and 20(b)(ii) of the NDPS Act, he be released on bail on executing P.R. Bond in the sum of Rs.25,000/- with one surety or two sureties in the like amount.
- C) The applicant shall not enter into the jurisdiction of Palghar Police Station till conclusion of trial, except to attend the date before the trial Court.

[N.R.BORKAR, J.]