



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL APPLICATION (ABA) NO.860 OF 2025
Akash Gurucharaningh Uikey Vs. State of Maharashtra

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.

Court's or Judge's orders.

Shri C.G. Barapatre, Advocate for applicant.
Shri S.B. Bissa, AGP / APP for respondent/State.
Shri Atharva C. Khadse, Advocate for the informant/Assist to
prosecution.

CORAM : M.W. CHANDWANI, J.
DATE : 19.01.2026.

1. The applicant is apprehending his arrest in connection with Crime No.338/2025 for the offences punishable under Sections 316(2), 352 and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

2. It is alleged that the informant had paid an amount of ₹69,00,000/- to the applicant from time to time on the premise that, the applicant will make him partner in his business and when nothing happened as assured, the informant was requesting for refund of the said amount; however the applicant kept avoiding the informant and has not refunded the amount till date. Therefore, the aforesaid offences came to be lodged.

3. Having heard learned counsel for the applicant as well as learned APP for the State and having gone through the case diary, it appears that there is a financial transaction

on account of assurance to make the informant a partner in the business of the applicant. When this was not done, the informant was requesting for refund; however, the applicant failed to refund the said amount, the informant approached the police station and lodged the present offences against the applicant and other co-accused.

4. Considering the nature of allegations, the dispute appears predominantly of civil nature and just because the amount was not refunded by the applicant a complaint was lodged with police and cognizance was taken by the police.

5. Considering the above, a case is made out for anticipatory bail. Consequently, the ad interim protection granted vide order dated 18.11.2025 stands confirmed. The applicant need not to attend the Police Station as directed.

6. With this, the application stands disposed of.

(M.W. Chandwani, J.)

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