

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR

CRIMINAL APPELLATE JURISDICTION

CR. ANTICIPATORY BAIL APPLN. NO. 1106 OF 2023

Ankush Sampatrao Jadhav

.....Applicant

VERSUS

State Of Maharashtra

.....Respondent

Mr. Sharad T. Bhosale a/w Ms. Sujata B. Lohar i/b Mr. Dilip Bodake, for Applicant.

Dr. Ashvini A. Takalkar, A.PP, for the Respondent-State.

PSI, Mr. A. S. Gurav, Satara Taluka Police Station, Satara, present.

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CORAM : ASHWIN D. BHOBE, J.

DATE : 29th SEPTEMBER, 2026.

P.C.

1. Heard Mr. Sharad T. Bhosale, learned Advocate for the Applicant and Dr. Ashvini A. Takalkar, learned A.PP for the Respondent-State.

2. On 27th April 2023, the following order was passed:

“1. Heard learned Advocate for the Applicant and learned APP for the Respondent-State.

2. The Investigating Officer is present.

3. The Applicant is a Director of the Suvarn Gramin Bigar Sheti Shakari Pat Sanstha Maryadit, Songaon Turf,

Taluka and District Satara. There are in all 14 Directors and there is one Manager by the name Ashok Nawadkar. The accounts of Pat Sanstha were audited by Internal Auditor and he has found various irregularities. One of such irregularity is that the investors, who have invested the amount in fixed deposit and on maturity their signature is taken with assurance that they will be returned maturity amount, however, it was not returned. The another allegation is that towards that fixed deposit receipt, it is shown that the depositors have obtained loan by pledging it and there is an understanding that the amount be adjusted towards loan, whereas the depositors have not obtained the loan.

- 4. The Internal Audit report is submitted on 17th February 2023, by Shailesh Jadhav, Government Auditor. He has opined that the Manager and Board of Directors are responsible. On that basis, the first informant lodged complaint on 6th March 2023, with Satara Taluka police station, Satara under sections 406, 408, 409, 420 read with 34 of IPC, and also sections 3 and 4 of Maharashtra Protection of Interest of Depositors (in Financial Establishment) Act, 1999. Till today, one Director and the Manager is arrested.*
- 5. Learned APP pointed out to me one register thereby pointing out minutes of meeting wherein only signatures of the Directors are obtained and there is blank space left and below that space only the Manager has signed. According to learned APP, it is suspicious. Statements of some of depositors are*

recorded. They have stated that they have not obtained any loan.

- 6. Whereas according to learned Advocate for the Applicant, the Applicant is an Advocate and in fact, the entire business is handled by the Manager and during Covid period, the Directors were not attending office of Pat Sanstha and only the Manager used to grant loan to needy persons. It is submitted that it is the Manager only, who has misappropriated the amount.*
- 7. For want of papers, learned APP is unable to state what is discovered during the custodial interrogation of two arrested accused persons. It is true that the Board of Directors are also responsible for business of any society. Even though, it may be true that the Manager may be responsible for day-to-day activities but the Directors cannot simply shun their responsibility by shifting it towards the Manager.*
- 8. Let the matter be hear at great length on the next date.*
- 9. In view of above the Applicant is granted interim protection and hence, the following order is passed :*

O R D E R

- (a) In the event of arrest, the Applicant-Ankush Sampatrao Jadhav be released on bail on furnishing personal bond and surety bond of Rs.15,000/- in connection with C.R. No.98 of 2023 registered on 6th March 2023, with Satara Taluka police station, Satara under sections 406, 408, 409, 420 read with 34 of IPC, and also sections 3 and 4*

*of Maharashtra Protection of Interest of Depositors
(in Financial Establishment) Act, 1999.*

(b) The Applicant shall not threaten the prosecution witnesses or allure them in any manner.

(c) The Applicant-Director to give attendance on every Saturday to the Satara Taluka police station, Satara on every Saturday from 10 am to 12 noon until further orders.

(d) Needless to say, violating of the condition above will make the Applicant liable for cancellation of anticipatory bail, after notice to the Applicant.

10. Matter be kept on 19th June 2023.

11. All the parties to act on an authenticated copy of this order.”

3. Mr. Sharad T. Bhosale, learned Advocate for the Applicant, states that the Applicant has appeared before the Investigating Officer, Satara Taluka Police Station, Satara, and fully cooperated with the investigation in Crime No.98 of 2023.

4. Dr. Ashvini A. Takalkar, learned A.P.P. for the Respondent-State, on instructions from the Investigating Officer, Satara Taluka Police Station, states that the Applicant has appeared before the Investigating Officer and has cooperated with the investigation of Crime No.98 of 2023. She further, on instructions from the Investigating Officer, Satara Taluka Police Station, Satara, states that upon completion of the investigation, the charge-sheet

has been filed, which is registered as R.C.C. No.102 of 2023 and is pending before the Court of the Judicial Magistrate First Class, Satara.

5. Mr. Sharad T. Bhosale, learned Advocate for the Applicant, states that the Applicant is appearing before the Judicial Magistrate First Class, Satara, in R.C.C. No.102 of 2023. He states that the stage of R.C.C. No.102 of 2023 is that of framing of charge.

6. In view of the above statements made by Mr. Sharad T. Bhosale, learned Advocate for the Applicant, and Dr. Ashvini A. Takalkar, learned A.P.P. for the Respondent-State, that the Applicant has cooperated with the Investigating Officer, the charge-sheet has been filed and the same is now pending before the Judicial Magistrate First Class, Satara, for trial, and further considering that the Applicant was granted ad-interim bail on 27th April 2023, with there being no allegations of the Applicant having violated any of the bail conditions, the said order dated 27th April 2023 is hereby confirmed and made absolute in terms of paragraph Nos. 9(a), (b) and (d).

7. Anticipatory Bail Application No.1106 of 2023 is disposed of.

(ASHWIN D. BHOBE, J.)