

vai

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

ANTICIPATORY BAIL APPLICATION NO.1490 OF 2026

Tirumalesh Mallesham Katla	...Applicant
V/s.	
State of Maharashtra	...Respondent

WITH
INTERIM APPLICATION NO.1882 OF 2026
IN
ANTICIPATORY BAIL APPLICATION NO.1490 OF 2026

Mrs.Shshma Parmanand Katla	...Applicant
----------------------------	--------------

IN THE MATTER BETWEEN :

Tirumalesh Mallesham Katla	...Applicant
V/s.	
State of Maharashtra	...Respondent

Mr.D.D. Suryawanshi for the Applicant in ABA No.1490 of 2026.

Dr.Ramdas Sabban with Mr.Shrikant Kolnpelli and Mr.Rohit Chitiken
for the Intervenor.

Mr.Bapu V. Holambe Patil, APP for the Respondent – State.

MsMr.Kolhe, API, Bhiwandi City Police Station is present in
Court

CORAM : PRAFULLA S. KHUBALKAR, J.
DATE : 17TH SEPTEMBER, 2026.

P.C. :-

INTERIM APPLICATION NO.1882 OF 2026

1. This is an application for intervention filed on behalf of the complainant. Learned counsel for original applicant / accused has no objection for this intervention application.
2. Considering the contentions of the applicant and the submissions advanced, application is allowed and disposed of.

ANTICIPATORY BAIL APPLICATION NO.1490 OF 2026

1. Heard learned counsel for applicant as well as learned APP for respondent and learned counsel for intervenor.
2. The applicant is apprehending arrest in Crime No. 340 of 2026 dated 25.05.2026, registered with Bhiwandi City Police Station, Dist. Thane, for the offence punishable under Sections 316(2), 318(4), 336(2), 336(3), 340(2) and 351(2) of Bhartiya Nyaya Sanhita, 2023 (for short, "BNS").
3. The applicant has filed instant application under Section 482 of Bhartiya Nagrik Suraksha Sanhita, 2023 (for short, "BNSS").
4. The FIR is registered on the basis of the report lodged by Sau. Sushma Parmanand Katla, who is wife of petitioner's younger

brother alleging that the applicant has surrendered two LIC Policies of the complainant without authority and by forging his signatures.

5. Learned counsel for applicant submits that the complainant was residing at Zimbabwe along with her husband and the Applicant was the person who was dealing with all the transactions with respect to the LIC policies of the complainant. He states that even though the complainant has alleged that the LIC policies were surrendered by this Applicant without authority of the complainant in the year 2025, the amount was actually credited to the account of the complainant and as such there is no wrongful gain to the applicant. It is also submitted that the allegations are leveled against this Applicant and offence is registered only because of an independent Gift Deed executed by Applicant's father in his favour with respect to the house property. It is submitted the Applicant has acted on the Authority of the complainant as regards the surrender of the LIC policies and hence there is no question of cheating.

6. Learned counsel for applicant submits that charge-sheet is already filed. He also states that by an order dated 11th June, 2026, this Court has already granted interim protection and accordingly the applicant has attended the Police Station on the dates, as directed. He therefore, prays for confirmation of the interim protection.

7. The application is opposed by learned APP as well as learned counsel for intervenor by submitting that there are allegations about forgery of signature of the complainant on the basis of which LIC policies were surrendered in the year 2025. It is therefore, submitted that in view of the fact that the complainant was residing at Zimbabwe and the applicant has misused the trust and authority, the involvement of the applicant in the offence is clear. It is therefore submitted that his custodial interrogation is necessary for obtaining relevant documents. However, there is no dispute about the contentions that the applicant has attended the Police Station in accordance with the interim protection order.

8. Perused the FIR and the documents placed on record. *Prima-facie* it appears that the allegations about surrender of the LIC policies are with respect to LIC policies which are surrendered in the year 2025. It is not disputed by learned counsel for complainant that after surrender of policies, the amount was received in the account of the complainant. Considering the nature of allegations, it appears that the offence is registered in the background of certain family disputes in between the complainant and the applicant. Considering the fact that the charge-sheet is already filed and since there are no criminal antecedents against this applicant, interim protection granted by this

Court by an order dated 11th June, 2026 needs to be confirmed. Custody of the applicant cannot be insisted for the purpose of collecting any documents. Accordingly interim protection granted by an order dated 11th June, 2026 passed by this court is confirmed subject to the condition that the applicant shall attend the Police Station as and when called upon.

9. The Anticipatory Bail Application is allowed and disposed of.

(PRAFULLA S. KHUBALKAR, J.)