



**IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL APPEAL NO. of 2025
(@SLP (CrI.) No.12097/2025)

SUSHIL THIRATHDAS UDASI

APELLANT(S)

VERSUS

THE STATE OF MAHARASHTRA & ANR.

RESPONDENT(S)

O R D E R

1. Leave granted.
2. Heard learned counsel appearing for the parties. A complaint came to be lodged by Amit Vishwamitra Wadhwa alleging that accused nos. A1 and A4 have borrowed substantial loan amounts from Kalpataru Co-operative Credit Society, Ulhasnagar (of which the complainant is the Chairman). In order to avoid the repayment and to prevent the recovery of the loan amount, they are said to have engaged an underworld Don,

namely, Suresh Pujari (Accused No.5), who has said to have repeatedly made extortion and threat calls between January, 2021 – April, 2021. Hence, alleging that the appellant along with other accused had abated these threats through Suresh Pujari, who exclusively named these accused persons as “his people” during the threatening calls made. As such, there by linking them to extortion conspiracy and attempting and to obstruct the loan recovery proceedings, which is impermissible in law, they sought for suitable action being taken against the accused persons.

3. An FIR No.161/2021 dated 13.05.2021 registered with Ulhasnagar Police Station, District Thane City, Maharashtra, has been registered for the offences punishable under Sections 385, 387, 504, 506(2), 120-B read with Section 34 of Indian Penal Code, 1860.

4. This court while ordering notice by order dated 13.08.2025, after having heard the de-facto complainant, also permitted filing of the counter affidavit, pursuant to the same the counter affidavit has been filed and we have heard the learned counsel appearing for the de-facto complainant also.

5. Appellant has been protected by the above order of this court and it is also stated across the bar that loan has been repaid, which is seriously disputed by the de-facto complainant.

6. Be that as it may. The fact that there is threat of appellant being arrested for custodial interrogation looms large and, at this stage, same would not be required. Hence, we are of the considered view that appellant is entitled to be enlarged on anticipatory bail.

7. Accordingly, the appellant is ordered to be enlarged on anticipatory bail by the Investigating Officer (IO) on such terms and conditions as he deems fit, subject to the appellant cooperating with the investigation and it is made clear that in the event of the appellant does not cooperate with the investigation, the respondent-State would be at liberty to seek for cancellation of the bail.

8. Accordingly, the appeal stands allowed. Pending application(s), if any, shall stand consigned to the records.

.....J.
[ARAVIND KUMAR]

.....J.
[N.V. ANJARIA]

**New Delhi;
17th September, 2025**

ITEM NO.10

COURT NO.17

SECTION II-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No.12097/2025

[Arising out of impugned final judgment and order dated 04-07-2025 in ABA No. 1906/2021 passed by the High Court of Judicature at Bombay]

SUSHIL THIRATHDAS UDASI

Petitioner(s)

VERSUS

THE STATE OF MAHARASHTRA & ANR.

Respondent(s)

IA No. 193995/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 193997/2025 - EXEMPTION FROM FILING O.T.

Date : 17-09-2025 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ARAVIND KUMAR

HON'BLE MR. JUSTICE N.V. ANJARIA

For Petitioner(s) :

Mr. Anand Dilip Landge, AOR

Mr. Monish Bhatia, Adv.

Mrs. Sangeeta Nenwani, Adv.

Ms. Revati Pravin Kharde, Adv.

Mr. Shreenivas Patil, Adv.

Mr. Rahul Prakash Pathak, Adv.

For Respondent(s) :

Mr. Sidharth Subhash Jha, Adv.

Mr. Vishal Arun Mishra, AOR
Ms. Rupali Panwar, Adv.
Mr. Rishabh Jain, Adv.

Mr. Shrirang B. Varma, Adv.
Mr. Siddharth Dharmadhikari, Adv.
Mr. Aaditya Aniruddha Pande, AOR

UPON hearing the counsel the Court made the following
O R D E R

1. Leave granted.
2. Appeal is allowed in terms of the Signed Order placed on the file.
3. Pending application(s), if any, shall stand disposed of.

(RASHI GUPTA)
COURT MASTER (SH)

(AVGV RAMU)
COURT MASTER (NSH)