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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO.6019 OF 2019

The State of Maharashtra]
 (Through Senior Police Inspector,]
 Anti Terrorist Squat, Navi Mumbai Unit)] ... Petitioner

V/s.

1. Unique Identification Authority of]
 India through its Manager,]
 Regional Office, Mumbai,]
 7th Floor, MTNL Exchange Somani]
 Marg, Cuffe Parade Colaba, Mumbai.]
2. Electronics and Information Technology]
 Dept. (through its Secretary),]
 Government of India,]
 New Delhi.]
3. Mr. Bakaar Hasan Shaikh,]
 Age: 46 years,]
 R/o. Room No.01, Maruti Niwas,]
 Near Vitthal Mandir, Sector-09,]
 Diva Gaon, Airoli, Navi Mumbai, 400 071] ... Respondents

Smt. P. P. Shinde, APP for the Petitioner.

Ms. Supriya Kak for the Respondent No.1 and 2.

Mr. I. I. Mulla, PSI, ATS, Navi Mumbai Unit, present.

CORAM : A. S. GADKARI AND
 KAMAL KHATA, JJ.

DATE : 12th October, 2026

Judgment (Per : A. S. Gadkari, J) :-

1) By this Petition under Article 226 of the Constitution of India,
 the Petitioner, i.e. Anti Terrorist Squad, Navi Mumbai, seeks a writ of

Mandamus, directing the Respondent No.1 to disclose the information, including the identity information and authentication record of Respondent No.3 i.e. Mr. Bakaar Hasan Shaikh bearing Aadhar Card No.473616376091, under Section 33(1) of the Aadhar (Targeted Delivery of Financial and Other Subsidies, Benefits and Services) Act, 2016 ('Aadhar Act'). Respondent No.3 is an accused in C.R. No.03 of 2018, registered with ATS Police Station, Navi Mumbai.

2) Heard Ms. Shinde, learned APP for the Petitioner and Ms. Kak, learned Advocate for Respondent Nos.1 and 2. Perused record.

3) It is the prosecution case that, on receipt of confidential information from reliable sources that, five Bangladeshi Nationals had illegally entered India and had taken shelter in Juigaon, Post- Kamothe, Tal. Panvel, District Raigad. On the basis of the said confidential information, the Police Officers attached to ATS Navi Mumbai conducted raid on 13th March 2018, in a residential premises situated in a chawl at Juigaon. Five Bangladeshi Nationals were found residing there. All the five persons were arrested. It was revealed during the course of investigation that, the said five persons presented themselves as Indian Nationals and procured Pan Card, Election ID Card and Aadhar Card with the help of and in connivance with accused No.6 namely, Mohd. Allauddin @ Munna @ Master Usman Ansari, Pravin Ananda Patil, Ajay Bhimrao Surve and Vishal Janardhan Shedge.

4) The prosecution had filed an Application annexed as Exhibit-1 in Criminal M.A. No.177 of 2018, before the trial Court seeking information/documents which were supplied by the accused persons to the Aadhar Authority for obtaining Aadhar Cards in their names.

5) By its Order dated 4th April 2018, the learned Additional Sessions Judge, Navi Mumbai, had directed the Respondent No.1 to supply requisite information of five accused persons as named in the said Application. In pursuance of the said Order, the prosecution had received the documents/information of the said five accused persons namely, Yasin Jalal Shaikh, Mohd. Rafique Ajju Shaikh and Jamal Ismail Husen bearing Nos.475429878309, 472529674106 and 763737680427 respectively and of two other accused persons.

6) However, information/documents of Respondent No.3 herein till date is not received by the Investigating Agency from the Respondent No.1 for the purpose of the investigation of the said crime.

7) As we have observed in our earlier Orders that, Foreign Nationals infiltrating Indian border have penetrated deep inside our country. By procuring Pan Card, Election ID Card and Aadhar Card from the concerned Authorities by submitting bogus documents, they present themselves as Indian citizens. This is a matter of serious concern and needs to be investigated by the concerned Investigating Agency expeditiously. The persons/co-accused who are helping such Foreign Nationals in infiltrating

the Indian border and helping them in settling in our country by helping them further in procuring the Pan Card, Election ID Card and Aadhar Card must also be thoroughly interrogated and if their role is revealed in the said crime, they must be prosecuted for their illegal acts as per the provisions of law and the investigation must be taken to its logical conclusion.

8) In view of the above, we direct the Respondent No.1 to provide the documents submitted by Respondent No.3 for procuring the Aadhar Card to the Investigating Agency within a period of two weeks from the date of uploading of the present Order on the official website of High Court, Mumbai.

9) Petition is accordingly allowed in terms of prayer clause (a).

(KAMAL KHATA, J.)

(A.S. GADKARI, J.)