



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

963 BAIL APPLICATION NO. 27 OF 2025

DHARASING @ DARSINGH TRIMBAK BHOSALE
VERSUS
THE STATE OF MAHARASHTRA

...
Advocate for Applicant : Mr. Lukhe Arjun Raosaheb
APP for Respondents/State : Mr. R.W. Wani
...

CORAM : ARUN R. PEDNEKER, J.
Dated : January 21, 2025

PER COURT :-

1. Heard the learned counsel for the applicant and the learned APP for the respondent-State.
2. The applicant is seeking bail as he was arrested in connection with Crime No. 42/2010 dated 12.4.2010 registered with Paithan Police Station, District Aurangabad for the offences punishable under sections 399, 402, 401 of I.P.C. and under section 25 (1)(3) of the Arms Act.
3. The learned counsel for the applicant points out that the co-accused in the crime have been acquitted by the Trial Court. The learned counsel submits that the role of the applicant is identical to that of the acquitted co-accused in the case. The learned APP submits that as the applicant was absconding as such the case is pending against the applicant.
4. The learned counsel for the applicant undertakes that the applicant would cooperate in concluding the trial.
5. The applicant is arrested on 21.10.2024. Considering that the role of the applicant is identical to that of the co-accused, who were acquitted and as this fact is not disputed by the learned APP, I deem it appropriate to

grant the relief in favour of the applicant.

6. In view of the above, the application is allowed in the following terms :

a] The applicant shall be released on bail in connection with Crime No. 42/2010 dated 12.4.2010 registered with Paithan Police Station, District Aurangabad for the offences punishable under sections 399, 402, 401 of I.P.C. and under section 25 (1)(3) of the Arms Act. , on furnishing PR bond of Rs.20,000/- with one or two sureties in the like amount to the satisfaction of the trial Court.

b] The applicant, upon being released on bail, shall not contact the informant, in any manner whatsoever, during the pendency of the trial.

c] The applicant shall co-operate with the trial Court and he shall attend each and every date, unless exempted by the trial Court, for reasons to be recorded in writing.

d] The applicant shall not tamper with the evidence of the prosecution and he shall not influence the informant, witnesses and other persons concerned with the case.

e] The applicant, upon being released on bail, shall place on record of the trial Court the details of his Contact Number and residential address with updates in case of any change.

7. Needless to say, in case of violation of any of the aforesaid conditions, the bail granted to the applicant shall be liable to be cancelled.

8. It is also clarified that the observations made in this order are limited to the disposal of the present bail application. The concerned Court shall proceed further in the matter without being influenced by the observations made hereinabove.

9. The application stands disposed of.

(ARUN R. PEDNEKER, J.)

ssc/