



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

959 BAIL APPLICATION NO. 1022 OF 2025

KAILAS MALLIKARJUN BENDKE

VERSUS

THE STATE OF MAHARASHTRA AND ANOTHER

...

Advocate for Applicant : Mr. S.J. Salunke
APP for Respondents 1 & 2 : Mr. N.B. Patil

...

WITH

BAIL APPLICATION NO. 1020 OF 2025

SACHIN VISHWANATH ALURE

VERSUS

THE STATE OF MAHARASHTRA AND ANOTHER

...

Advocate for Applicant : Mr. S.S. Panale
APP for Respondents 1 & 2 : Mr. N.B. Patil

...

CORAM : ARUN R. PEDNEKER, J.

DATE : 02/07/2025

P.C. :

1. Heard the learned counsel for the applicants and the learned APP for the respondents-State.
2. The applicants are seeking bail as they were arrested in connection with Crime No. 542/2024 dated 2.10.2024 registered with Udgir (Rural) Police Station, District Latur for the offences punishable under sections 8(c), 20(ii)(C), 29 of Narcotic Drugs & Psychotropic Substances Act, 1985.
3. The case of the prosecution is that on receiving secret information on 2.10.2024, raid was effected on a car bearing No. GT-17/4847. Name of the driver of the car was Amol Gore and he was found in possession of Ganja weighing 2.46 k.g., total worth Rs. 2,01,150/-. Thereafter one more accused was arrested and on the basis of memorandum of above arrested

accused, another raid was arranged on one abandoned tanker bearing No. MH-46/AR-659 and police found 24 gunny bags consisting 302.23 k.g. substance in the cabin of tanker.

4. The learned counsel for the applicants submits that apart from the statements of co-accused, there is no evidence available against the applicants to connect with the present crime or indicating the involvement of the applicants. The learned counsel submits that applicants have been arrested on 4.10.2024 and from 4.10.2024 they were behind bars. The learned counsel submits that there are no antecedents against the applicants and chargesheet in the matter is also filed. The learned counsel therefore prays to release the applicants on bail.

5. The learned APP strongly opposed the application on the ground that huge commercial quantity of Ganja was found in this crime and the offence is very serious. The learned APP therefore prays to reject the applications.

6. Considering that applicants were arrested on the basis of statements made by the co-accused and no further incriminating evidence is found against the applicants and there are no antecedents against the applicants, chargesheet in the matter is filed, applicants are behind bars since long period, I hold that the applicants can be granted bail.

7. In view of the above, the applications are allowed in the following terms :

a] The applicants shall be released on bail in connection with Crime No. 542/2024 dated 2.10.2024 registered with Udgir (Rural) Police Station, District Latur for the offences punishable under sections 8(c), 20(ii)(C), 29 of Narcotic Drugs & Psychotropic Substances Act, 1985, 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 applicants, upon being released on bail, shall not contact the informant, in any manner whatsoever, during the pendency of the trial.

c] The applicants 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 applicants 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 applicants, 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.

8. 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.

9. 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.

10. The application stands disposed of.

[ARUN R. PEDNEKER, J.]

SSC/