



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

962 BAIL APPLICATION NO. 1203 OF 2025

BHIVA ALIAS BHIMRAO TANHAJI BHALERAO
VERSUS
THE STATE OF MAHARASHTRA

...
Advocate for Applicant : Mr. Gore Ravindra Vitthal
APP for Respondent/State : Mr. N.D. Batule
...

CORAM : ARUN R. PEDNEKER, J.

DATE : 11/07/2025

P.C. :

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. 141/2025 dated 14.3.2025 registered with Phulambri Police Station, Tq. & Dist. Chh. Sambhajinagar for the offence punishable under sections 109, 115(2), 351(2), 351(3), 3(5) of B.N.S., 2023.
3. On the basis of FIR, crime is registered against the applicant and other two accused. In the FIR, it is stated that present applicant and other accused were assaulting Dhanraj by fist and kick blows. At that time, main accused Khushalsing Gill has assaulted Dhanraj with knife in his stomach. It is alleged that applicant and other accused Rahul Jagdale, who has been granted bail, were present on the spot and were instigating to main accused Khushalsing to make assault. There is no injury caused by the applicant to the injured. The applicant was not in possession of any weapon. Role of the present applicant is identical to that of the accused Rahul Jagdale, who has been granted bail vide order dated 5.5.2025 in BA No. 675/2025.

Considering all the above facts and identical role of the present applicant with Rahul Jagdale, who has been granted bail, applicant is entitled for bail.

4. 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. 141/2025 dated 14.3.2025 registered with Phulambri Police Station, Tq. & Dist. Chh. Sambhajnagar for the offence punishable under sections 109, 115(2), 351(2), 351(3), 3(5) of B.N.S., 2023., on furnishing PR bond of Rs.15,000/- 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.

5. 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.

6. 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.

7. The application stands disposed of.

[ARUN R. PEDNEKER, J.]

SSC/