

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL BAIL APPLICATION NO. 11 OF 2025

1. Suryakant Ganpat Shinde
2. Kiran Suryakant Shinde ...Applicants

VERSUS

The State of Maharashtra ...Respondent

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Mr. Rahul Dhaigude a/w Mr. Sanket Mane, Advocate for the Applicant.

Ms. G. P. Mulekar, A.P.P. for the Respondent – State.

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CORAM : N. R. BORKAR, J.
DATE : 23.04.2025.

P.C.:

1. This is an application for regular bail.
2. The applicants came to be arrested in Crime No. 367 of 2024 registered at Borgaon Police Station, Dist- Satara for the offences punishable under Sections 109, 115, 352 & 3(5) of the Bhartiya Nyaya Sanhita.
3. According to the prosecution, the co-accused in the present crime namely Vanita Wagh and the injured Sagar Padwal were in relationship. It is alleged that the injured came to know that the co-accused Vanita had affair with the applicant No.1 also. It is alleged that on the date of incident, which took place on 07.08.2024 co-accused

Vanita had called the injured to her house on the pretext of resolving the said issue. It is alleged that when he came to her house, the present applicants along with said co-accused Vanita assaulted him by iron rod and attempted to commit his murder.

4. I have heard the learned counsel for the applicants and the learned APP for the respondent/State.

5. The learned counsel for the applicants submits that on the date of incident the injured came to the house of co-accused Vanita under the influence of liquor and started assaulting her and thus there is a cross-case in relation to the said assault. It is submitted that the applicants are in jail for about eight months and the trial has not commenced. It is submitted that there are no other criminal antecedents.

6. On the other hand, the learned APP for the Respondent/State submits that the injured was brutally assaulted. It is submitted that considering nature of crime the applicants may not be released on bail.

7. It is not disputed that there is a cross-case in relation to the alleged incident. The applicants are in a jail for eight months and the trial is not likely to be concluded as it is still at the stage of framing of charge. There are no other criminal antecedents. Considering the overall facts and circumstances, I am inclined to release the applicants on bail. In the result, the following order is passed:

ORDER

A] The Application is allowed.

B] The applicants be released on bail in Crime No. 367 of 2024 registered at Borgaon Police Station, Dist- Satara for the offences punishable under Sections 109, 115, 352 & 3(5) of the Bhartiya Nyaya Sanhita, on furnishing P.R Bond in the sum of Rs.25,000/- (Rupees Twenty Five Thousand) each with one or two sureties in the like amount.

C] The applicants shall attend the concerned police station once in a month, i.e., on first Saturday between 11:00 am to 2:00 pm, till conclusion of the trial.

D] The applicants shall not enter into the limits of village Jakatwadi Taluka- Borgaon, Dist- Satara, till conclusion of the trial.

8. Application stands disposed of accordingly.

(N. R. BORKAR, J.)