

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

CRIMINAL BAIL APPLICATION NO. 3079 OF 2025

Devendra Banaji Ghadage

.... Applicant

Versus

The State of Maharashtra

.... Respondent

Mr. Ujwal Agandsurve, Advocate for the Applicant.

Ms. Veera Shinde, A.P.P., for the Respondent – State.

CORAM : SHIVKUMAR DIGE, J.

DATE : 6th OCTOBER, 2025.

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P.C. :

1. By this application, the Applicant is seeking regular bail in C.R. No.294 of 2024 registered with Borgaon Police Station, District: Satara, for the offences punishable under Sections 302, 143, 144, 147, 148, 149 and 201 of the Indian Penal Code, 1860 (for short, "IPC").

2. It is prosecution's case that on 16th June, 2024 the deceased Rohidas was found on road in injured condition, hence offence was registered against unknown person. In the investigation it was revealed that the Applicant and co-accused assaulted the deceased with a wooden rod on the ground that the deceased had a love affair

with the sister of the Original Accused No.9 who is a juvenile offender.

3. It is contention of learned counsel for the Applicant that the Applicant is behind bars for more than one year. There is no progress in the trial, yet charge has not been framed. There is no recovery at the instance of the Applicant. The prosecution's case is based on circumstantial evidence. The Applicant has no antecedents. It may take time to conclude the trial. Hence, requested to allow the application.

4. It is contention of learned APP that the Applicant and co-accused assaulted the deceased with a wooden rod on the suspicion that the deceased had a love affair with the sister of the Original Accused No.9. The CDR produced on record shows that the Applicant and Accused No.9 and other accused were in constant touch on the day of incident. If the Applicant is released on bail, he may abscond or threaten the prosecution witnesses. Hence, requested to reject the application.

5. I have heard both learned counsel, perused F.I.R. and documents produced on record.

6. The prosecution's case is based on circumstantial evidence.

The allegations against the Applicant are that he assaulted the deceased with a wooden rod. There is no recovery at the instance of the Applicant. The Applicant is behind bars for more than one year. There is no progress in the trial. The Applicant has no antecedents. It may take time to conclude the trial. There was no motive against the Applicant. Considering these facts, I pass following order:

ORDER

- i. Application is allowed.
- ii. The Applicant be released on bail in connection with C.R. No.294 of 2024 registered with Borgaon Police Station, District: Satara, on furnishing P.R. Bond in the sum of Rs.20,000/- with one or two sureties in the like amount.
- iii. The Applicant shall mark his attendance with the concerned police station as and when required.
- iv. The Applicant shall remain present before the trial Court on each date unless exempted by the Trial Court.
- v. The Applicant shall not tamper with the evidence or attempt to influence or contact the complainant,

witness or any person concerned with the case.

- vi. The Applicant shall inform his latest place of residence and mobile number immediately after being released and/or change of residence or mobile details, if any, from time to time to the Investigating Officer.
 - vii. The trial Court shall not be influenced by the observations made in this order and shall decide the matter on its own merits and in accordance with law.
7. The application is allowed in the aforesaid terms and is accordingly disposed of.
8. All concerned to act on the authenticated copy of this order.

(SHIVKUMAR DIGE, J.)