

Harish

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

CRIMINAL BAIL APPLICATION NO. 3527 OF 2025

HARISH
VITHAL
CHAUDHARI

Yash Abhijeet Sondkar Alias Vashya
Versus

...Applicant

The State Of Maharashtra

...Respondent

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by HARISH
VITHAL
CHAUDHARI
Date:
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Mr. Amit Icham through VC Advocate for the Applicant.
Mr. Nitin B. Patil APP for the State

CORAM : SHIVKUMAR DIGE, J.

DATE : 13th NOVEMBER, 2025.

P.C.

1. By this application, applicant is seeking regular bail in Crime No. 42 of 2025 registered with Wai Police Station, District Satara for offences punishable under Sections 109, 115(2), 351(2) (3), 352, 126(2), 3(5) of Bhartiya Nyay Sanhita, 2023 and Section 92(b) of Right of Persons With Disabilities Act, 2016.

2. It is the prosecution's case that on 21st February 2025 around 4.15 p.m. the applicant and co-accused assaulted the first informant with stone, fist and kick blows with intention to kill him.

3. It is contention of learned counsel for applicant that the injuries suffered by the first informant is simple in nature. The applicant is behind bar more than 8 months. Investigation is completed. Charge sheet has been filed. The co-accused has been released on bail. Hence, requested to allow the application.

4. It is contention of learned APP that the applicant has antecedents. He assaulted the first informant with stone with intention to kill him. If the applicant released on bail, he may abscond or threaten the first informant, who is disabled person. Hence, requested to reject the application.

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

6. Admittedly, the co-accused has been released on bail. The allegation against the applicant that he has assaulted the first informant with stone. The injuries suffered by the first informant, are of simple in nature. To prove the intention of the applicant to kill the first informant, evidence is required. Applicant is behind bar more than 8 months. Investigation is completed charge-sheet has been filed. Though, charge is framed, there is no progress in trial. Considering these facts, I pass following order:

ORDER

- I. The application is allowed.
 - II. The applicant be enlarged on bail in Crime No. 42 of 2025 registered with Wai Police Station, District Satara on executing P.R. Bond in the sum of Rs. 20,000/- with one or two sureties in the like amount.
 - III. The applicant shall not tamper with the evidence or attempt to influence or contact the witnesses or any person concerned with the case.
 - IV. The applicant shall not enter in Wai City where the first informant stays till recording of evidence of the first informant, except attending Court dates.
7. The application is allowed in the aforesaid terms and is accordingly disposed off.
8. It is made clear that the above observations are made only for the purpose of granting bail and the Trial Court shall decide the case on its own merits in accordance with law and uninfluenced by the observations made in this order.
9. All concerned to act on the authenticated copy of this order.

(SHIVKUMAR DIGE, J.)